

Cumulative Author Index with Abstracts

Abernathy, Katherine A.

Recent Developments: *First Amendment*
Volume 19, #2, Winter 1992, pp. 329-336

Abstract:

Discusses five federal court decisions: *Simon & Schuster v. New York Crime Victims Board*, declaring New York's "Son of Sam" statute unconstitutional; *Barnes v. Glen Theatre, Inc.*, holding that nude dancing is expressive conduct within the First Amendment; *Washington Post v. Robinson*, finding that press' presumed right of access to court proceedings includes plea agreements; *Gentile v. State Bar of Nevada*, holding that state may restrict attorney's statement to press about pending case if attorney knows statement will have "substantial likelihood of materially prejudicing" trial; and *United States v. Griek*, finding that right to petition government for redress of grievances does not include right of criminal defendant to interview jurors individually or to hold post-verdict hearing to determine jury misconduct.

Abernathy, Katherine A.

Recent Developments: *Eighth Amendment*
Volume 19, #2, Winter 1992, pp. 341-344

- | | |
|-------------------------------------|--|
| Abstract: | Examines two federal court decisions: <i>Payne v. Tennessee</i> , holding that Eighth Amendment does not bar admission of victim impact evidence during the penalty phase of capital trial; <i>United States v. 38 Whalers Cove Drive</i> , holding that civil forfeitures which are overwhelmingly disproportionate to value of offense are classified as punishment and subject to Eighth Amendment unless shown to serve legitimate purposes. |
| <hr/> | |
| Abramson, L. W. & Lindeman, Lisa L. | <i>Entrapment and Due Process in the Federal Courts</i>
Volume 8, #2, July 1980, pp. 139-182 |
| Abstract: | Examines the proper theoretical basis for the defense of entrapment, as well as a test by which it is to be applied. |
| <hr/> | |
| Addison, Max M. | Review: <i>The American Confidence Man</i> , by David W. Maurer
Volume 3, #2, Fall 1974, pp. 113-116 |
| Abstract: | Reviews a narrative of the phenomenon of confidence games and their perpetrators. |
| <hr/> | |
| Adlerstein, Jo | <i>Felony Murder in the New Criminal Codes</i>
Volume 4, #3, 1975-76, pp. 249-274 |
| Abstract: | Evaluates felony murder from common law to statute and argues to reverse statute. |
| <hr/> | |
| Albert, Geoffrey P. | <i>Inadequate Defense Counsel: An Empirical Analysis of Prisoners' Perceptions</i>
Volume 7, #1, March 1979, pp. 1-21 |

- Abstract: Reviews several significant contributions and presents new data; considers the usefulness of this data toward assessing the adequacy of defense counsel. Utilization of data from defendants offers an opportunity to identify the kinds of issues which irritate the consumers of service.
-
- Alexander, R. W. Review: *The Future of Imprisonment*, by Norval Morris
Volume 4, #1, 1975-76, pp. 116-121
- Abstract: Reviews a discussion of the aims of defining the proper role of the prison in a democratic society. The book also proposes alternatives for rehabilitation in prisons and justification for imprisonment.
-
- Anderson, John T. *In Re Egan: The Reluctant Grand Jury Witness and the Constitution*
Volume 1, #2, April 1972, pp. 224-234
- Abstract: Employs the *Egan* case as a backdrop for a discussion of the standing and Fourth Amendment issues with which a reluctant grand jury witness must deal.
-
- Anderson, John T. Review: *A Clockwork Orange*, by Anthony Burgess
Volume 1, #3, October 1972, pp. 249-254
- Abstract: Reviews the book's fictional account of a futuristic society. More specifically, this review addresses the book's treatment of behavior modifications for criminals.
-
- Anderson, John T. Review: *The Defense Never Rests*, by F. Lee Bailey with Harry Aronson
Volume 1, #1, February 1972, pp. 118-121

Abstract:	Reviews a book that advocates reform of the indictment system as well as abolition of the jury trial.
Anderson, John T.	<i>Texas Juries and the Insanity Defense</i> Volume 2, #3, February 1973, pp. 251-275
Abstract:	Discusses proving insanity to a jury. Five cases are cited as examples.
Anderson, K. C.	Note: <i>Criminal Procedure—Search and Seizure—Fourth Amendment Challenge to Affidavit's Veracity Allowed Where Defendant Makes Substantial Preliminary Showing of Deliberate or Reckless Misstatement and Such Statement is Necessary to a Finding of Probative Cause</i> Volume 7, #1, March 1979, pp. 67-77
Abstract:	Discusses case in which the Supreme Court recognized a Fourth Amendment right to challenge an affidavit's veracity where the defendant makes a substantial preliminary showing of deliberate or reckless misstatement; reviews the pre-Frank practice of the lower courts in applying the Fourth Amendment; suggests that the Supreme Court expand the Fourth Amendment challenge to negligent misstatements.
Anderson, Ken	Note: <i>Parole Revocation—Insanity: Knight v. Estelle</i> Volume 3, #2, Fall 1974, pp. 205-220
Abstract:	Finds insanity not a defense to revocation of parole.
Anderson, Ken	Texas Developments: <i>Tamez v. State</i> , 534 S.W.2d 686 (Tex. Crim. App. 1976) Volume 4, #3, 1975-76, pp. 334-342

-
- Abstract:** Reviews case finding that probationary condition which requires a probationer to submit his person, residence, and vehicle to a search by any peace officer at any time is unreasonable and invalid under both the United States and Texas constitutions.
-
- Anderson, Lisa C. Review: *Computers in Criminal Justice: An Introduction to Small Computers*, by Joseph A. Weldron, Carol A. Sutton and Terry F. Buss
Volume 11, #3, November 1983, pp. 397-399
- Abstract:** Reviews book addressing the practicality of using computers, provides a basic understanding of the "how-to's" of computer use, and emphasizing the need to evaluate an agency's situation before deciding to acquire a computer.
-
- Ardington, Amy W. Review: *Practical Approaches to Legal Research* by Kent C. Olson
Volume 17, #1, Fall 1989, pp. 99-101
- Abstract:** Positively reviews book that describes every major reference tool of the standard law library including the LEXIS and Westlaw systems.
-
- Bailey, Althea M. & Harrison, Emily Review: *Alone With The Devil: Famous Cases of a Courtroom Psychiatrist*, by Ronald Markman and Dominick Bosco
Volume 17, #2, Winter 1990, pp. 205-207
- Abstract:** Favorably reviews book that is a series of recreations of murder scenes told from the murderer's point of view.
-

Bailey, Karen	Texas Developments: <i>Thomas v. Stevenson</i> , 561 S.W.2d 845 (Tex. Crim. App. 1978) Volume 6, #3, November 1978, pp. 341-348
Abstract:	Reviews case discussing the amendment to Article V, Section 5 of the Texas Constitution, which confers original jurisdiction upon the Court of Criminal Appeals to issue writs of mandamus in criminal matters.

Bakker, Jeanne L.	Note: <i>The Defense of Obedience to Superior Orders: The Mens Rea Requirement</i> Volume 17, # 1, Fall 1989, pp. 55-80
Abstract:	Analyzes the superior-subordinate relationship and the criminal culpability of subordinates who obey illegal orders.

Baldwin, John	Note: <i>Fourth Amendment—Search and Seizure</i> Volume 7, #3, November 1979, pp. 395-412
Abstract:	Discusses case finding that a police officer may not constitutionally detain a pedestrian, requiring him to identify himself, without any reasonable suspicion that the person is or was engaged in criminal conduct.

Balman, Steven	Note: <i>Fourth Amendment—Search and Seizure</i> Volume 7, #3, November 1979, pp. 395-412
Abstract:	Discusses case finding that random spot checks for driver's license and vehicle registration are unreasonable absent a reasonable suspicion that the law has been violated.

-
- | | |
|------------------|--|
| Barr, William R. | Review: <i>Judicial Discretion</i> , by Aharon Barak
Volume 16, #3, Spring 1989, pp. 381-382 |
| Abstract: | Negatively reviews book by Israeli judge which is broadly concerned with the judicial philosophy of the judge. |
-
- | | |
|---------------------|--|
| Barrera, Martina L. | Review: <i>Drug Abuse and the Law Sourcebook</i> , by Gerald E. Uelman and Victor G. Haddox
Volume 11, #3, November 1983, pp. 395-396 |
| Abstract: | Favorably reviews book that teaches the legal aspects of drug abuse in the social context. |
-
- | | |
|----------------------|--|
| Bartee, Janice M. J. | <i>The Fourth Amendment: An Immodest Proposal</i>
Volume 11, #3, November 1983, pp. 292-320 |
| Abstract: | Examines the Fourth Amendment issue of when the warrant applies in terms of the distinction between non-seizure-oriented searches and searches that are solely seizure oriented. |
-
- | | |
|--------------------|--|
| Bay, Kathleen Ford | Comment: <i>Juvenile Justice in California: Changing Concepts?</i>
Volume 7, #2, July 1979, pp. 171-191 |
| Abstract: | Examines the recent outcry against the failure of the juvenile justice system, the historical basis of the system, and the statutory changes that reflect "society's interests" in one state—California—and the implications, if any, regarding the attitude and actions of the California juvenile courts following such changes. |
-

Bay, Kathleen Ford

Review: *Assessing the Criminal: Restitution, Retribution and the Legal Process*, edited by Randy E. Barnett and John Hagel, III
Volume 6, #3, November 1978, pp. 350-351

Abstract:

Focuses on ten of the sixteen essays on crime and punishment included in the book (a collection of essays). The essays provide philosophical, ethical, and historical backgrounds for the present crisis of the American criminal justice system, namely the failure of rehabilitation, ineffective deterrence, and lack of jail space.

Beaty, Mary Ann

Note: *Criminal Law, the Texas Abortion Statute, and Roe v. Wade*
Volume 2, #2, Summer 1973, pp. 231-243

Abstract:

Discusses the problem facing state legislatures following the *Roe* decision of defining the fetus as a "person" versus a potential life that the state could protect.

Beauchamp, E. W.

Note: *A State Prisoner Who Has a Full and Fair Opportunity to Litigate Fourth Amendment Claims is not entitled to Habeas Corpus Relief Under 28 U.S.C. § 2254 in a Federal District Court*
Volume 5, #1, January 1977, pp. 90-104

Abstract:

Reviews the Supreme Court's decision in *Stone v. Powell* and the resulting limitation on the jurisdictional scope of 28 U.S.C. § 2254.

Becker, Brian R.

Note: *Corporate Successor Criminal Liability: The Real Crime*
Volume 19, #3, Spring 1992, pp. 435-483

-
- Abstract: Argues that a successor corporation should not be held criminally liable for the actions of its predecessor corporation; proposes only civil liability in the form of a fine.
-
- Becker, Brian R. Review: *Just Deserts For Corporate Criminals*, by Kip Schlegel
Volume 18, #2, Winter 1991, pp. 253-255
- Abstract: Positively reviews book that examines the application of principles of fairness to the punishment of corporations and their agents.
-
- Beckley, Catherine Note: *Batson v. Kentucky: Challenging the Use of the Peremptory Challenge*
Volume 15, #3, Spring 1988, pp. 263-302
- Abstract: Examines the *Batson* decision in which the Supreme Court corrected the ruling in *Swain v. Alabama* by granting criminal defendants a realistic opportunity for relief when prosecutors use peremptory challenges to exclude blacks and other minority races from petit juries.
-
- Belin, A. G. Cowan, S. M. & Kristovich, D. Dominquez. *Criminal Enforcement of California's Occupational Health Laws: A Preliminary Analysis of Occupational Carcinogens Control Act Violations*
Volume 8, #1, March 1980, pp. 43-89
- Abstract: Analyzes the effectiveness of the criminal enforcement of CAL/OSHA and OCCA; concludes that stricter enforcement of criminal sanctions authorized by the statutes will result in a greater compliance with both California's occupational health standards and with many other health and safety laws.
-

Benedict, Anthony	Review: <i>Criminal Evidence</i> , by Jon Waltz Volume 11, #1, March 1983, pp. 96-98
Abstract:	Favorably reviews Professor Waltz's attempt to restate the law of criminal evidence in the language of the layperson.

Benedict, Mark J.	Review: <i>Pretrial Intervention Strategies, An Evaluation of Policy-Related Research and Policy-Maker Perceptions</i> , by Roberta Rovner-Piecznik Volume 5, #2, May 1977, pp. 267-269
Abstract:	Reviews programs of pretrial intervention instituted in an attempt to reverse the trend of rising crime rates and overburdened courts. This book is a critique of these programs based on their effectiveness.

Benedict, Mark J.	Texas Developments: <i>Gassett v. State</i> , 525 S.W.2d 328 (Tex. Crim. App. 1976) Volume 4, #2, 1975-76, pp. 235-244
Abstract:	Discussing case finding that computerized criminal records may be admitted into evidence in a criminal trial using the "business records" exception to the hearsay rule if grounded on proper statutory predicate.

Bennett, John H.	<i>The Hung Jury and The Dynamite Charge</i> Volume 1, #2, April 1972, pp. 156-178
Abstract:	Concerns itself with legal attacks on the verdict-urging instructions that federal judges give in criminal trials; discusses the so-called "dynamite" or <i>Allen</i> charge—an instruction that persuasively urges the jury to reach a decision.

Beverly, J. W.	Review: <i>Drunk Driving: An American Dilemma</i> , by James B. Jacobs Volume 17, #1, Fall 1989, pp. 101-104
Abstract:	Positively reviews Jacobs' critical examination of the myths surrounding the drunk driver as well as his critique of current DWI laws.

Beverly, J. W.	Note: <i>Widening the Net: Murder for Remuneration in Texas—An Examination of Beets v. State</i> Volume 17, #3, Spring 1990, pp. 307-330
Abstract:	Discusses the relation of Texas Penal Code § 19.03(a)(3) (Vernon 1989) to <i>Beets v. State</i> .

Beverly, J. W.	Review: <i>Corporate Crime and Violence: Big Business Power and the Abuse of the Public Trust</i> , by Russell Mokhiber Volume 16, #2, Winter 1989, pp. 270-272
Abstract:	Details the decriminalization of corporate wrongdoing through the development of a two-track system—a criminal system for individuals and a civil system for corporations. Thirty-six case studies.

Bienvenu, Philip	Review: <i>On Guilt and Innocence</i> , by Herbert Morris Volume 5, #2, May 1977, pp. 263-264
Abstract:	Reviews the importance of guilt and related concepts in our legal system.

Bigger, Stephen R.	Note: <i>Sentencing Procedure</i> Volume 1, #1, February 1972, pp. 109-117
--------------------	---

- | | |
|-------------------|---|
| Abstract: | Contents that due process does not require that a defendant charged with a capital offense receive a hearing separate from the hearing to ascertain guilt; it goes on to claim that due process does not require a jury to have legislative standards to guide it in determining sentences. |
| <hr/> | |
| Blakely, R. Dwain | Note: <i>Prisoner Rights</i>
Volume 1, #1, February 1972, pp. 104-108 |
| Abstract: | Discusses a prisoner's right to complain to state officials about prison conditions as protected by the First and Fourth Amendments. |
| <hr/> | |
| Bloom, Robert M. | <i>Inevitable Discovery: An Exception Beyond the Fruits</i>
Volume 20, #1, Fall 1992, pp. 79-103 |
| Abstract: | Examines the origins, application, and expansion of the inevitable discovery exception, which allows admission of evidence gained by police illegality if it can be shown that an independent or alternate investigation would have led to the evidence. |
| <hr/> | |
| Borne, James | Note: <i>Constitutional Law—Habeas Corpus—Due Process Clause Requires That Standard of Review in Federal Habeas Corpus Court Reviewing Sufficiency of the Evidence Supporting a State Conviction is Whether Evidence was Sufficient to Justify a Rational Trier of Fact in Finding Guilt Beyond a Reasonable Doubt</i>
Volume 8, #1, March 1980, pp. 119-125 |

- | | |
|-------------------|--|
| Abstract: | Analyzes the impact of the Supreme Court's decision in <i>Jackson v. Virginia</i> on the sufficiency of evidence needed to support state convictions. |
| <hr/> | |
| Borne, James | Review: <i>Plea Bargaining or Trial</i> , by Lynn M. Mather
Volume 7, #3, November 1979, pp. 418-420 |
| Abstract: | Suggests the usefulness of anthropological field methods and ethnographics in understanding the informal and implicit workings of the legal system. |
| <hr/> | |
| Boyd, John Ronald | <i>Past Commitment Release of the Criminally Insane: Statutory and Habeas Corpus Remedies in Texas and Other States</i>
Volume 1, #1, February 1972, pp. 44-59 |
| Abstract: | Focuses on the procedures for discharge of the criminally insane; addresses the need for legislatures to recognize that a state writ of habeas corpus is insufficient for addressing the basic safeguards necessary to protect the patient's constitutional rights. |
| <hr/> | |
| Braddock, John | Note: <i>Due Process—Plea Bargaining—A State Prosecutor Does Not Violate the Due Process Clause by Carrying Out a Threat Made During Plea Negotiations to Have the Accused Reindicted on More Serious Charges if He Does Not Plead Guilty to the Offense Which was Originally Charged: Borderkircher v. Hayes</i> , 98 S.Ct. 663 (1978)
Volume 6, #2, May 1978, pp. 201-212 |

Abstract:	Discusses case finding that a state prosecutor does not violate the Due Process Clause when he carries out a threat made during plea negotiations to rein-dict on more serious charges if defend-ant fails to plead guilty to the original indictment.
Bradley, Frances A.	Review: <i>Criminal Law</i> , by John C. Klotter Volume 12, #1, March 1984, pp. 113-115
Abstract:	Overviews substantive criminal law for professional policemen and women.
Braun, Daniel A.	<i>Praying to False Sovereigns: The Rule Permitting Successive Prosecutions in the Age of Cooperative Federalism</i> Volume 20, #1, Fall 1992, pp. 1-78
Abstract:	Argues against the Supreme Court's rigid adherence to the rule permitting successive prosecutions as a result of the dual sovereignty doctrine; proposes a reform of the existing rule to ameliorate the damage that the law of successive prosecutions does to the Constitution and the criminal justice system.
Brender, Arthur J.	Note: <i>Police Reports—Driving While Intoxicated</i> Volume 1, #1, February 1972, pp. 96-103
Abstract:	Contends that the Alcoholic Influence Report form directs police officer obser-vations to unnecessary and prejudicial evidence.

-
- | | |
|-----------------|---|
| Brenner, Sue W. | <i>The Parameters of Cruelty: Application of Estelle v. Gamble to Sentences Imposed Upon the Physically Fragile Offender</i>
Volume 12, #3, November 1984, pp. 279-325 |
| Abstract: | Discusses the issue of whether sentencing persons with serious physical infirmities to prison terms constitutes cruel and unusual punishment under the Eighth Amendment. |
-
- | | |
|-------------------|---|
| Brooke, A. F., II | Note: <i>When Ignorance of the Law Became an Excuse: Lambert & Its Progeny</i>
Volume 19, #2, Winter 1992, pp. 279-312 |
| Abstract: | Examines in depth the five-Justice majority opinion of <i>Lambert v. California</i> as well as subsequent cases and the effect they have had in providing a viable defense of ignorance of the law in many cases and in serving as a fundamental basis for <i>mens rea</i> jurisprudence. |
-
- | | |
|-------------------|---|
| Brooke, A. F., II | Review: <i>Written In Blood: A History of Forensic Detection</i> , by Colin Wilson
Volume 17, #3, Spring 1990, pp. 331-333 |
| Abstract: | Positively reviews encyclopedic history of murderers and the men and women who hunt them. |
-
- | | |
|-----------------|---|
| Broude, John S. | <i>The Use of Involuntary Inter-prison Transfer as a Sanction</i>
Volume 3, #2, Fall 1974, pp. 117-164 |
| Abstract: | Analyzes the authority that allows for the transfer of prisoners. |
-
- | | |
|-------------------|--|
| Brown, J. R., Jr. | <i>The Witness and Grand Jury Secrecy</i>
Volume 11, #2, July 1983, pp. 169-197 |
|-------------------|--|

Abstract:	Examines the legality of obligations of secrecy imposed upon witnesses in grand jury proceedings in light of the Federal Rules of Criminal Procedure, especially Rule 6(e), and the First Amendment.
Brown, Penny J.	Comment: <i>Immigration Border Patrols: The Less Than Probable Cause Standard for a Stop</i> Volume 10, #3, November 1982, pp. 245-264
Abstract:	Analyzes Ninth Circuit rulings on border patrol stops.
Browning, D. L.	Review: <i>Community Corrections</i> , by Stephen E. Doeren and Mary J. Hageman Volume 10, #1, March 1982, pp. 79-80
Abstract:	Positively reviews a general overview of community-based correctional programs in the United States.
Bryant, Matthew	Review: <i>The Man to See: Edward Bennett Williams; Ultimate Insider, Legendary Trial Lawyer</i> , by Evan Thomas Volume 20, #1, Fall 1992, pp. 195-196
Abstract:	Negatively reviews book that describes the extraordinary life and clientele of Edward Bennett Williams; criticizes book for its failure to explore in more depth both the unethical conflicts of interest faced by Williams and the reform effected upon the criminal justice system in the wake of Williams's influence.

-
- | | |
|------------------|---|
| Buckwalter, Gary | Note: <i>Government Immunity—Prosecuting Attorney—Prosecutor Has Only Qualified Immunity From Civil Suit For Perjury Committed Incident to His Investigatory Activities: Briggs v. Goodwin</i> , 569 F.2d 10 (D.C. Cir. 1977) Volume 6, #2, May 1978, pp. 213-224 |
| Abstract: | Discusses case purporting to establish an exception to the concept of absolute immunity of a prosecutor when he performs an investigatory role. |
-
- | | |
|---------------|---|
| Buhstein, Lee | Review: <i>The Politics and Economics of Organized Crime</i> , by H. E. Alexander and G. E. Caider Volume 12, #3, November 1984, pp. 362-364 |
| Abstract: | Reviews a collection of essays surveying organized crime and suggesting areas of potential research into the infrastructure of organized crime. |
-
- | | |
|-----------------|---|
| Butler, John S. | Review: <i>The Cuckoo's Egg: Tracking A Spy Through the Maze of Computer Espionage</i> , by Clifford Stoll Volume 18, #1, Fall 1990, pp. 105-106 |
| Abstract: | Positively reviews book written in the language of the layperson which gives an account of the author's year-long search for a spy who infiltrated military computer systems in Germany, Japan, California, and Virginia. |
-
- | | |
|----------------|--|
| Calcote, Sarah | Review: <i>Islands in the Street: Gangs and American Urban Society</i> , by Martin Sanchez Jankowski Volume 20, #1, Fall 1992, pp. 191-193 |
|----------------|--|

- | | |
|-------------------------------|--|
| Abstract: | Reviews a sociological study about gangs, which includes data gathered by the author over a ten-year period as a result of personal interaction with gangs. |
| <hr/> | |
| Campbell, Scott | <i>The Multiple Functions of the Criminal Defense Voir Dire in Texas</i>
Volume 1, #3, October 1972, pp. 255-273 |
| Abstract: | Discusses the purpose and role of jury voir dire in a criminal defense in Texas courts. |
| <hr/> | |
| Canals, Jose M. & Dahl, Henry | <i>Standard Penal Code for Latin America</i>
Volume 17, #3, Spring 1990, pp. 263-285 |
| Abstract: | Translates the <i>Codigo Penal Tipo Para Latinoamerica</i> ; relevant to the Henry Dahl article on the SPC (Vol. 17, p. 235 (1990)). |
| <hr/> | |
| Cantrell, Charles L. | <i>Reasonable Causes in Warrantless Arrests: An Analysis of Some Selected Factors</i>
Volume 6, #3, November 1978, pp. 267-285 |
| Abstract: | Finds that the requirement of "reasonable cause" in the law of arrest is troublesome and ambiguous. The article identifies trends and problems among the four foundations of reasonable cause: physical appearance, furtive gestures, evasive statements, and flight of the accused. |
| <hr/> | |
| Carmen, R. V. del | <i>An Overview of Criminal and Civil Liabilities of Police Officers and Departments</i>
Volume 9, #1, March 1981, pp. 33-50 |

- Abstract: Discusses the duties of law enforcement officers and the fact that such duties render the officers susceptible to criminal and civil suits. Civil and criminal liabilities are described as one form of holding officers accountable to the general public.
-
- Carroll, Ben *Drug Bounties: Channelling Community Concern Into Results*
Volume 2, #2, Summer 1973, pp. 216-230
- Abstract: Advocates the use of T.I.P. (Turn In the Pusher) programs for communities attempting to address the problem of hard-drug traffic. T.I.P. programs incorporate private citizens as sources of information for investigations.
-
- Carroll, Ben *Review: Defensible Space: Crime Prevention Through Urban Design*
Volume 2, #3, February 1973, pp. 245-250
- Abstract: Reviews book on inner-city projects and how construction design can affect crime levels.
-
- Cason, Mark *Review: Policing*, by Adrian Kinane
Volume 7, #3, November 1979, pp. 420-422
- Abstract: Reviews book in which the author, a psychologist and former policeman, gives an account in layman's terms of the forces that motivate a police officer on the street.
-
- Castillo, Avalyn Y. *Note: Forfeiture of Attorney's Fees: The Rights Remaining to the Accused and His Attorney after Caplin & Drysdale and U.S. v. Monsanto*
Volume 17, #2, Winter 1990, pp. 123-142

-
- Abstract: Discusses problems of the majority's ruling in *Caplin & Drysdale* and *United States v. Monsanto*; proposes statutory and constitutional arguments for attorneys who want to retain control over their fees in drug-related cases.
-
- Castillo, Catherine D. Review: *License to Rape: Sexual Abuse of Wives*, by David Finkelhor
Volume 15, #3, Spring 1988, pp. 303-304
- Abstract: Reviews book that explores the societal and romantic myths which have led to the enactment of marital rape exemptions in state criminal statutes; includes survey of 323 married women.
-
- Castro, Issac M. Review: *Capital Murder*, by David Crump and George Jacobs
Volume 6, #3, November 1978, pp. 349-350
- Abstract: Reviews a source of information concerning the law and the Texas Criminal Justice System. Recommended for the general public and law students. The book focuses on capital murder cases.
-
- Clapp, Randy Comment: *Eighth Amendment Proportionality*
Volume 7, #2, July 1979, pp. 253-276
- Abstract: Analyzes the Cruel and Unusual Punishment Clause of the Eighth Amendment and the new dimension given it by various courts of appeals.
-

Clark, Ronald H.	Note: <i>Fourth Amendment—Search Warrants—A State Is Not Constitutionally Prohibited From Issuing a Warrant To Search for Evidence Simply Because the Owner or Possessor of the Place to Which Entry Is Sought Is Not Suspected of Any Crime: Stanford Daily v. Zurcher</i> , 98 S.Ct. 1970 (1978) Volume 6, #3, November 1978, pp. 307-317
Abstract:	Discusses case holding that the state has the power to search a person's private papers when he is not suspected of any crime. This holding follows a trend limiting the protection of the Fourth Amendment. This holding also limits our right to privacy under the Fourth Amendment. The U.S. Supreme Court failed to carefully consider the values underlying this issue.

Clark, Ronald H.	Review: <i>Prisoners' Self-Help Litigation Manual</i> , by James L. Potts Volume 6, #2, May 1978, pp. 238-240
Abstract:	Reviews a manual designed for use by prisoners in preparing legal actions.

Clark, Ronald H.	Review: <i>Search and Seizure: A Treatise on the 14th Amendment</i> , by Wayne R. LaFave Volume 7, #2, July 1979, pp. 283-284
Abstract:	Discusses limits of search and seizure under the Fourteenth Amendment.

Clark, Todd A.	Review: <i>The Adolescent Criminal: An Examination of Today's Juvenile Offender</i> , by R. Barri Flowers Volume 18, #1, Fall 1990, pp. 103-104
Abstract:	Positively reviews book that compiles exhaustive statistical studies on the juvenile offender.

-
- | | |
|-------------------|--|
| Claussen, Ruth E. | Review: <i>Limits to Pain</i> , by Nils Christie
Volume 9, #2, July 1981, pp. 271-273 |
| Abstract: | Explains author's attempt to argue against the threatened use of incarceration as a means of directing human behavior. He argues that goals of deterrence may only be achieved in the extreme. Deterrence has given way to an effort to coordinate the measure of punishment with the severity of the offense. This has led to a mechanical formulaic approach to criminal justice which the author opposes. |
-
- | | |
|-------------------|--|
| Claussen, Ruth E. | Review: <i>Women's Self-Defense Cases, Theory and Practice</i> , edited by Elizabeth Bocknak
Volume 9, #3, November 1981, pp. 410-412 |
| Abstract: | Favorably reviews collection of essays detailing methods for self-defense. |
-
- | | |
|----------------|--|
| Clote, Paul D. | Note: <i>Constitutional Law—Ker-Frisbie Doctrine—Illegality of Foreign Arrest Alone Does Not Deprive Court of Jurisdiction</i>
Volume 4, #1, 1975-76, pp. 82-94 |
| Abstract: | Contends that <i>United States ex re. Lujan v. Gengler</i> represents an unwise retreat from <i>United States v. Toscanino</i> and that the Bill of Rights should apply extraterritorially to foreign nationals whose liberties are abridged by the U.S. government. |
-
- | | |
|-------------|---|
| Cohen, Mark | <i>Senate Bill 1043 and The Right to a Speedy Trial in Texas</i>
Volume 7, #1, March 1979, pp. 23-46 |
|-------------|---|

Abstract:	Proposes various conflicts that may arise under this Texas legislation and offers selected resolutions to some of the problems.
Cole, Richard B.	<i>Prosecutorial Discretion in the Military Justice System: is it Time for a Change?</i> Volume 19, #3, Spring 1992, pp. 395-410
Abstract:	Traces the historical background of the vesting of prosecutorial discretion in the military commander; examines how this discretion is exercised; addresses proposals for change and the likelihood of implementing these changes.
Combs, Charles W.	<i>Burden of Proof and Vagueness in Civil Commitment Proceedings</i> Volume 2, #1, February 1973, pp. 47-66
Abstract:	Discusses the need for more safeguards to protect defendants in civil commitment proceedings against arbitrariness or mistake by the courts.
Coody, David W.	Note: <i>Fifth and Sixth Amendments—Privilege Against Self-Incrimination and Right to Counsel—Compelled Competency Examinations in Capital Cases: Estelle v. Smith</i> , 101 S.Ct. 1866 (1981) Volume 10, #1, March 1982, pp. 65-78
Abstract:	Examines significance of <i>Estelle</i> within context of criminal procedure.
Cooke, Walter Clay	<i>Airport Security Searches: A Rationale</i> Volume 2, #2, Summer 1973, pp. 128-145
Abstract:	Examines Fourth Amendment issues surrounding the search and seizure of bags belonging to airline passengers.

Copeland, Greg	<i>Juvenile Delinquency "Referrals" and Their Effect on Dispositions</i> Volume 1, #3, October 1972, pp. 296-317
Abstract:	Examines the accuracy of "referrals" and how these "referrals" actually influence the juvenile judge's decision about what to do with the juvenile.

Copelin, Alan	Review: <i>Presumed Guilty: When Innocent People are Wrongly Convicted</i> , by Martin Yant Volume 20, #1, Fall 1993, pp. 197-199
Abstract:	Reviews book in which the author introduces the limitations of the American criminal justice system by highlighting numerous anecdotal and notorious incidents and failures. Book very briefly proposes solutions to this system.

Courtade, John	Note: <i>Criminal Law—Right to Counsel: United States v. Ash</i> Volume 3, #1, Summer 1974, pp. 105-112
Abstract:	Overviews court decisions regarding a person's right to counsel.

Craig, Warren	<i>Ineffective Counsel in Texas and the Federal Courts</i> Volume 1, #1, February 1972, pp. 60-74
Abstract:	Deals with the guarantee of effective counsel and appeals based on allegations of attorney incompetence; it looks at Texas cases according to federal criteria for effective counsel, and examines how allegations of incompetence have changed the process of appellate review.

Crawford, S. E., Jr.	Note: <i>United States v. Oviedo</i> , 525 F.2d 881 (5th Cir. 1976) Volume 4, #3, 1975-76, pp. 317-333
----------------------	---

Abstract:	Discusses case in which doctrine of legal impossibility is rejected and new objective test is adopted.
Curry, Peter M., Jr.	<i>Probation and Individualized Disposition: A Study of Factors Associated with the Presentence Recommendation</i> Volume 4, #1, 1975-76, pp. 31-81
Abstract:	Contrasts individualized sentencing against a uniform sentencing policy and a discussion of possible reforms.
Dahl, Henry	<i>The Influence and Application of the Standard Penal Code for Latin America</i> Volume 17, #3, Spring 1990, pp. 235-262
Abstract:	Discusses defenses based upon justification of the SPC (among them legal duty, self-defense and defense of others, and necessity) and defenses based on the perpetrator's lack of criminal responsibility (such as mental insanity, age, and lack of capacity to understand the criminality of the act).
Danzeiser, Doug	Review: <i>No Escape</i> , by John J. DiIulio Volume 19, #2, Winter 1992, pp. 323-325
Abstract:	Reviews book that examines several problems of the correctional system, namely, management policies and procedures, types of rehabilitation in community based corrections, judicial intervention in prison governance, and a proposal for a nationalized strategy of federal involvement in state and local corrections.
De Rose, Peter L.	Review: <i>Criminal Justice in Colonial America, 1606-1660</i> , by Bradley Chapin Volume 12, #2, July 1984, pp. 243-245

-
- Abstract:** Reviews book focused on the early criminal justice system in America and deals with substantive criminal law, judicial proceedings, courts and their officers, and types of crimes.
-
- Dix, George E. *Entry to Execute Search Warrants in Texas Criminal Procedure*
Volume 19, #2, Winter 1992, pp.159-218
- Abstract:** Addresses the uncertainty of Texas state law requirements governing the manner of entry to execute a search warrant and the failure of Texas courts to uphold the statutory exclusion of evidence obtained in violation of these requirements; proposes issues for legislative consideration.
-
- Dix, George E. *Exclusionary Rule Issues as Matters of State Law*
Volume 11, #2, July 1983, pp. 109-148
- Abstract:** Examines the development of law dealing with the admissibility of evidence which has been obtained improperly or illegally. The article begins with an overview of developments in state law, then examines basic conceptual issues involved, and finally sets forth several examples which illustrate the conceptual issues involved.
-
- Dix, George E. *The Death Penalty, "Dangerousness", Psychiatric Testimony, and Professional Ethics*
Volume 5, #2, May 1977, pp. 151-214
- Abstract:** Examines the need to initiate standards for acceptable expert testimony by the mental health professions; presents several possible standards that might be considered.
-

-
- | | |
|--------------------|--|
| Douglass, John Jay | Commentary: <i>Recantation: Problems for Prosecutors Before, During and After Trial</i>
Volume 18, #2, Winter 1991, pp. 187-199 |
| Abstract: | Examines guidelines for prosecutors to follow relevant to witness recantation. |
-
- | | |
|-------------|---|
| Doyle, Trek | Review: <i>Fair Trial: Rights of the Accused in American History</i> , by David J. Bodenhamer
Volume 20, #1, Fall 1993, pp. 201-202 |
| Abstract: | Recommends to those readers unexposed to constitutional law this unbiased, historical account of the rights of criminal defendants from Colonial days to the present. |
-
- | | |
|-----------------|---|
| Dunn, Donald J. | <i>The Criminal Justice Reference Library: A Collection of Informally Published Materials Related to Criminal Law of the CJRL in the Tarlton Law Library</i>
Volume 1, #3, October 1972, pp. 351-356 |
| Abstract: | Documents availability of supplemental materials enhancing currently available criminal law materials. |
-
- | | |
|---------------|---|
| Duran, Hector | Recent Developments: <i>Fifth and Sixth Amendments</i>
Volume 19, #3, Spring 1992, pp. 521-524 |
|---------------|---|

Abstract:

Discusses four federal court decisions: *Minnick v. Mississippi*, holding that when counsel for a criminal suspect is requested, interrogation must cease and officials may not reinstate interrogation without counsel present, whether or not the accused has consulted with his attorney; *McNeil v. Wisconsin*, holding that law enforcement officials may question an accused about uncharged crimes even after the accused has signed forms waiving his *Miranda* rights; *MuMin v. Virginia*, holding that criminal defendant has no constitutional right to ask prospective jurors about the specific content of new information they have received; and *Michigan v. Lucas*, holding that protections afforded a defendant by the confrontation clause may, in certain circumstances, be forced to yield to other legitimate state interests.

Durbin, Diana C.

Comment: *Collateral Attack of Prior Deportation Orders in Prosecutions for Illegal Reentry*
Volume 8, #2, July 1980, pp. 183-197

Abstract:

Analyzes the factors involved in the decision to allow a collateral attack of prior deportation orders. The question of whether alien defendants may attack the validity of underlying deportation orders as a defense to prosecution under 8 U.S.C. § 1326 is a matter of judicial concern.

Elger, John

Note: *Constitutional Standards of Voluntariness Were Not Satisfied by a Plea of Guilty Where Defendant Was Unaware That Intent to Kill was an Essential of the Crime*
Volume 5, #1, January 1977, pp. 105-121

- | | |
|----------------------|---|
| Abstract: | Reviews the Supreme Court's decision in <i>Henderson v. Morgan</i> and the effect this decision had on the test for determining whether a plea is voluntary. |
| <hr/> | |
| Ellis, Steven W. | Review: <i>The Police and Pretrial Release</i> , by Floyd Feeney
Volume 11, #2, July 1983, pp. 227-229 |
| Abstract: | Examines the use of citations as an alternative to arrest and bail given the overburdened condition of detention facilities. |
| <hr/> | |
| Epstein, H. Stephen | <i>The Extraterritorial Reach of the Proposed Criminal Justice Reform Act of 1975</i>
Volume 4, #3, 1975-76, pp. 275-304 |
| Abstract: | Compares statute to established constitutional prerequisites for extraterritorial criminal jurisdiction. |
| <hr/> | |
| Erlinder, C. Peter | <i>Mens Rea, Due Process, and the Supreme Court: Toward a Constitutional Doctrine of Substantive Criminal Law</i>
Volume 9, #2, July 1981, pp. 163-192 |
| Abstract: | Discusses the common-law concept of criminal culpability as a source for principled constitutional doctrine of substantive criminal law. The article advances the view that the concurrence of <i>mens rea</i> and <i>actus reus</i> in the definition of crime is the very essence of due process in the Anglo-American legal tradition. |
| <hr/> | |
| Esterlein, Laurel A. | Texas Developments: <i>Sigard v. State</i> , 537 S.W.2d 736 (Tex. Crim. App. 1976)
Volume 5, #1, January 1977, pp. 134-144 |

Abstract:	Discusses case finding that it is not unconstitutional for the state to fail to produce an informer and witness although it earlier assisted him or her in leaving the jurisdiction.
Evans, Chris	Note: <i>Attorney-Client Privilege—Capital Murder—A Tape Recorded Conversation Between a Defendant and a Hypnotist Hired by the Defendant's Attorney May Not Be Introduced into Evidence by the State: Burnett v. State</i> , 642 S.W.2d 765 (Tex. Crim. App. 1982) Volume 11, #2, July 1983, pp. 199-213
Abstract:	Examines the relevant issues involved with the attorney-client privilege as applied in Texas; it explores some possible variations between the Texas privilege and the classic common-law formulation; it discusses policy questions important to privilege in any individual case.
Evans, Jeffrey L.	<i>Constitutional Restraints on Residential Warrantless Entries: More Protection for Privacy Interests in the Home</i> Volume 10, #1, March 1982, pp. 1-26
Abstract:	Discusses searches, arrest entries, and residential privacy rights within the context of the Fourth Amendment.
Ewing, Darlene	Comment: <i>Juvenile Plea Bargaining</i> Volume 6, #2, May 1978, pp. 167-191
Abstract:	Studies whether the adversary system is beneficial to juveniles and how the entire system works for juveniles.
Fahle, John	Review: <i>Pardons: Justice, Mercy, and the Public Interest</i> , by Kathleen Dean Moore Volume 17, #1, Fall 1989, pp. 95-97

- Abstract: Positively reviews Moore's presentation of the historical and present state of pardoning power. Critical of Moore's failure to justify her preference of the retributivist (as opposed to utilitarian) model for criminal justice.
-
- Fair, Daryl R. *The Lower Federal Courts as Constitution makers: The Case of Prison Conditions*
Volume 7, #2, July 1979, pp. 119-140
- Abstract: Analyzes the role of lower federal courts in subject areas such as the Cruel and Unusual Punishment Provision of the Eighth Amendment, where the Supreme Court has chosen to participate only marginally.
-
- Farney, William B. Review: *Research Methods and Statistics: A Primer for Criminal Justice & Related Sciences*, by R. J. Hy, D. G. Feig and R. M. Regal
Volume 11, #3, November 1983, pp. 399-401
- Abstract: Favorably reviews book written by three professors in political science and sociology.
-
- Finley, Greg Review: *Crime and Punishment: Issues in Criminal Justice*, edited by Fred E. Baumann and Kenneth M. Jensen
Volume 17, #3, Spring 1990, pp. 333-335
- Abstract: Positively reviews collection of essays dealing with revenge and retribution.
-
- Fisher, Stanley Z. *In Search of the Virtuous Prosecutor: A Conceptual Framework*
Volume 15, #3, Spring 1988, pp. 197-261

- | | |
|----------------------|---|
| Abstract: | Discusses prosecutorial duty in the context of what the author contends is our failure to give prosecutors a coherent understanding of their quasi-judicial role; explores the variety of goals other than penal severity that are implied by the duty to seek justice. |
| <hr/> | |
| Fitzgerald, Edward | <i>Chemical Castration: MPA Treatment of the Sexual Offender</i>
Volume 18, #1, Fall 1990, pp. 1-60 |
| Abstract: | Discusses the constitutional implications of MPA treatment in the context of the First Amendment and the Eighth Amendment as well as the goals of criminal punishment. |
| <hr/> | |
| Fitzhugh, T. C., III | <i>Providing Effective Assistance: The Duty of Defense Counsel</i>
Volume 4, #2, 1975-76, pp. 123-151 |
| Abstract: | Discusses the need for a renewed examination of the effectiveness of appointed counsel's performance in criminal cases; attempts to clarify the exact requirements imposed on defense counsel by the case law. |
| <hr/> | |
| Flinn, Amy L. | Review: <i>Final Treatment: The File on Dr. X</i> , by Matthew L. Lifflander
Volume 8, #1, March 1980, pp. 132-133 |
| Abstract: | Reviews a study of the failures and institutional inadequacies of the professions of law and medicine with a focus on the infamous curare murder case. |
| <hr/> | |
| Foster, Anthony J. | <i>The Right to a Slow Trial: Insuring Effective Counsel</i>
Volume 2, #1, February 1973, pp. 67-74 |

- | | |
|--|---|
| Abstract: | Discusses situations in which a speedy trial may be detrimental to the defendant's interests, and may violate the basic fairness contemplated by due process. |
| <hr/> | |
| Galton, Eric R. | <i>Police Processing of Rape Complaints: A Case Study</i>
Volume 4, #1, 1975-76, pp. 15-30 |
| Abstract: | Critically analyzes police procedures in processing and handling rape complaints, and suggested reforms. |
| <hr/> | |
| Galvan, Cindy | Review: <i>Terrifying Love: Why Battered Women Kill and How Society Responds</i> , by Eleanor Walker
Volume 17, #3, Spring 1990, pp. 335-336 |
| Abstract: | Positively reviews Walker's book, which recounts her experiences as an expert witness in cases involving battered women accused of murdering their husbands and lovers. |
| <hr/> | |
| Gambitta, Richard A. & Hitching, B. Paul | <i>Bail Bond Forfeiture Enforcement: The Mechanism and the Mirage</i>
Volume 11, #3, November 1983, pp. 233-292 |
| Abstract: | Examines the Texas law governing bail bond forfeiture enforcements, one large county's administrative operations concerning bail bond forfeitures, and the reasons for administrative and legal neglect in this area. |
| <hr/> | |
| Ganne, Patrick R. | <i>The Allen Charge in the Fifth Circuit</i>
Volume 1, #2, April 1972, pp. 179-186 |

Abstract:	Discusses the results of a study that entailed mailing questionnaires to 82 Federal District Court judges in the Fifth Circuit. The 42 responses are analyzed for determination of the practices of the judiciary in giving the <i>Allen</i> charge and the motivating factors behind these practices.
Geimer, W. S. & Amsterdam, J.	<i>Why Jurors Vote Life or Death: Operative Factors in Ten Florida Death Penalty Cases</i> Volume 15, Nos. 1 & 2, Fall and Winter 1987-88, pp. 1-54
Abstract:	Points out the inconsistencies prevalent in jury decisions which involve the death penalty; examines the jury decision in <i>Spenkelink v. Wainwright</i> .
George, William T.	Texas Developments: <i>Bayona v. State</i> , 544 S.W.2d 155 (Tex. Crim. App. 1976) Volume 5, #2, May 1977, pp. 247-255
Abstract:	Discusses case finding that simple assault is not a lesser included offense of criminally negligent homicide.
Gillespie, Hal Keith	Review: <i>Criminal Interrogation</i> , by the Texas Department of Public Safety Volume 1, #2, April 1972, pp. 129-132
Abstract:	Reviews a police-training film that teaches Texas law enforcement officers the art of criminally interrogating suspected lawbreakers. Author describes various instructional techniques, emphasizing dangers of coercion and involuntary confessions.
Ginsberg, Michael	<i>Rural Criminal Justice: An Overview</i> Volume 3, #1, Summer 1974, pp. 35-51
Abstract:	Observes rural criminal justice and how best to understand the way it works.

-
- | | |
|------------------|---|
| Gladstone, J. W. | Review: <i>Mentally Disordered Offenders: Perspective from Law and Social Science</i> , edited by John Monahan and Henry J. Steadman
Volume 12, #1, March 1984, pp. 111-113 |
| Abstract: | Reviews book that, written for students and professionals, provides an overview and comparison of mentally disordered offenders from legal, psychological, and sociological perspectives. |
-
- | | |
|-----------------|---|
| Gomez, Lynne M. | Review: <i>Juvenile Delinquency</i> , by William B. Sanders
Volume 4, #3, 1975-76, pp. 349-351 |
| Abstract: | Reviews book that examines traditional and modern views of juvenile delinquency. |
-
- | | |
|------------------|--|
| Gonzalez, Robert | Review: <i>The Future of Criminal Justice</i> , edited by Gene Stephens
Volume 12, #1, March 1984, pp. 116-117 |
| Abstract: | Reviews book that attempts to analyze themes of the criminal justice system and predict the future of criminal justice in the United States. |
-
- | | |
|---------------|---|
| Grant, Julian | Note: <i>Victims, Offenders, and Other Children: A Right to Privacy?</i>
Volume 19, #3, Spring 1992, pp. 485-501 |
| Abstract: | Proposes the creation of a subclass for minors in the tort of public disclosures of private facts. |
-
- | | |
|---------------|--|
| Grant, Julian | Review: <i>The Firm</i> , by John Grisham
Volume 19, #3, Spring 1992, pp. 509-510 |
|---------------|--|

-
- Abstract: Positively reviews Grisham's adventurous novel about a young lawyer involved in the shady side of law practice.
-
- Gray, Leslie P. Review: *Marijuana Use and Criminal Sanctions*, by Richard J. Bonnie
Volume 9, #1, March 1981, pp. 158-159
- Abstract: Reviews book that explores the myth that law is a flexible aspect of social organization and uses marijuana laws as a vehicle for describing the steps involved in the reformation of any criminal sanction.
-
- Green, Bruce A. *Her Brother's Keeper: The Prosecutor's Responsibility When Defense Counsel Has a Potential Conflict of Interest*
Volume 16, #3, Spring 1989, pp. 323-366
- Abstract: Examines the scope and nature of the prosecutor's ethical responsibility in cases in which defense counsel has a potential conflict of interest.
-
- Greene, Thomas B. Review: *Police in Trouble*, by James F. Ahern, and *Urban Police Patrol Analysis*, by Richard C. Larson
Volume 2, #1, February 1973, pp. 1-9
- Abstract: Reviews *Police in Trouble*, a broadly based critique of law enforcement which advocates extensive reforms of the social justice system, and *Urban Police Patrol Analysis*, which has a narrow focus upon police patrol procedures.
-
- Griess, Thomas, Jr. Note: *Fourteenth Amendment—Due Process: Chandler v. Florida*
Volume 9, #1, March 1981, pp. 113-126

-
- Abstract: Discusses case finding that the Constitution does not prohibit states from allowing, under conditions safeguarding the rights of trial participants, electronic media coverage of criminal trials absent a showing by the defendant that the media coverage of his case either compromised the jury's ability to judge fairly or had an adverse impact on the trial participants which was sufficient to deny due process.
-
- Grossman, S. P. *Sobriety Checkpoints: Roadblocks to Fourth Amendment Protections*
Volume 12, #2, July 1984, pp. 123-167
- Abstract: Discusses whether sobriety checkpoints satisfy Fourth Amendment requirement of reasonableness.
-
- Gruner, Richard *To Let the Punishment Fit the Organization: Sanctioning Corporate Offenders Through Corporate Probation*
Volume 16, #1, Fall 1988, pp. 1-106
- Abstract: Discusses the probation provisions of the Sentencing Reform Act of 1984.
-
- Guerrero, Ana M. Review: *A World Without Prisons*, by Calvert R. Dodge
Volume 8, #1, March 1980, pp. 131-132
- Abstract: Reviews book that suggests alternatives to prisons that are being used or implemented outside of the U.S. The book primarily consists of in-depth descriptions of prison alternatives being used in other countries. The review describes the book as a bit unrealistic as to the scope of the possible use of these alternatives in the U.S.
-

-
- | | |
|------------------|--|
| Hagin, Leslie J. | Note: <i>A "Verbal" Analysis of Proper Venue for the Alleged Remote Aider or Abettor in Federal Prosecutions</i>
Volume 18, #1, Fall 1990, pp. 87-101 |
| Abstract: | Examines the question of proper venue in federal aiding and abetting prosecution when the state in which the principle offense occurred differs from the state in which the actual aiding and abetting took place. |
-
- | | |
|-------------------|---|
| Halligan, Patrick | <i>A Political Economy of Prosecutorial Discretion</i>
Volume 5, #1, January 1977, pp. 2-34 |
| Abstract: | Analyzes the efficiency of three prosecutorial models: government system, independant system, and private system. |
-
- | | |
|-------------------|---|
| Hardimon, John C. | Review: <i>Forces of Order: Policing Modern Japan</i> , by David H. Bayley
Volume 19, #3, Spring 1992, pp. 511-512 |
| Abstract: | Favorably reviews book that compares Japanese and American police systems, arguing that police institutions are shaped by social context and supporting this thesis with an examination of cultural differences and statistical data about the two systems. |
-
- | | |
|---------------|---|
| Hardy, Ben A. | <i>The Traps of Entrapment</i>
Volume 3, #2, Fall 1974, pp. 165-204 |
| Abstract: | Analyzes the practical problems involved in entrapment defense in federal and state courts. |
-
- | | |
|--------------|--|
| Harlan, Doug | <i>Determining Indigency in Texas: Findings from Preliminary Research</i>
Volume 3, #1, Summer 1974, pp. 1-16 |
|--------------|--|

Abstract:	Discusses current judicial practices of determining indigency—usually oral declaration is sufficient.
Harwood, Robert	Review: <i>The Private Investigator's Basic Manual</i> , by Richard H. Akin Volume 5, #1, January 1977, pp. 145-147
Abstract:	Reviews a description of the more mundane aspects of private investigation in almost textbook fashion.
Hawkins, T. H.	<i>Necessity as a Statutory Defense in Texas: A Comparison With Other States</i> Volume 3, #3, Winter 1975, pp. 233-264
Abstract:	Examines the recent statutory enactment in the Texas Penal Code in light of the necessity defense.
Hawthorne, Sarajane	Texas Developments: <i>ABA Standards</i> Volume 4, #3, 1975-76, pp. 343-348
Abstract:	Discusses the value of the ABA Standards as legal precedent before the Texas Court of Criminal Appeals.
Hayden, David L.	Recent Development: <i>Fourth Amendment: Michigan v. Clifford</i> , 52 U.S.L.W. 4056 (1984) Volume 11, #3, November 1983, pp. 387-394
Abstract:	Discusses case in which evidence found in fire-damaged residence some hours after fire fighters had extinguished blaze and left scene, by arson investigators who entered it and conducted extensive search, without obtaining warrant or giving notice to homeowner-defendants, is inadmissable.

Hayzlett, Robert	Review: <i>Class, State and Crime</i> , by Richard Quinney Volume 6, #2, May 1978, pp. 240-242
Abstract:	Reviews the book as a restatement of Marxist theory which at times bears on contemporary problems of criminal justice in America.

Hazelton, Peter M.	Review: <i>A Deed of Death</i> , by Robert Giroux Volume 18, #2, Winter 1991, pp. 251-253
Abstract:	Reviews an analysis of the 1922 murder of director William Desmond Taylor.

Hazelton, Peter M.	Note: <i>Rape Shield Laws: Limits on Zealous Advocacy</i> Volume 19, #1, Fall 1991, pp. 35-56
Abstract:	Examines rape shield laws, which attempt to limit defense attorneys from shifting the trial focus from a defendant to the rape complainant; contends that punishing a defense attorney for an alleged violation of the public policy behind these laws, absent clear intent to intimidate the rape complainant, would impair a defendant's constitutional right of zealous advocacy.

Hazelton, Peter M.	Review: <i>The Ripper & the Royals</i> , by Melvyn Fairclough Volume 19, #3, Spring 1992, pp. 503-508
Abstract:	Reviews book espousing a complicated "conspiracy" theory about the murders which implicates several well-known people in Great Britain at that time.

Healey, David

Is the Use of the Term "Constructive Transfer" in the Context of the Texas Controlled Substances Act Unconstitutional Under the Void-for-Vagueness Doctrine?

Volume 12, #1, March 1984, pp. 69-90

Abstract:

Examines whether portions of the Texas Controlled Substances Act which criminalize the delivery of controlled substances by constructive transfer are so vague as to be unconstitutional under the Void-for-Vagueness Doctrine; concludes that constructive transfer violates any notion of fairness under the doctrine because of the use of the term "constructive transfer"; shows the term to be a meaningless legal term of art which both deprives the public of fair notice and "creates a catch-all theory of liability for prosecution of delivery cases."

Healey, David

Review: *Madness and the Criminal Law*, by Norval Morris

Volume 11, #2, July 1983, pp. 215-217

Abstract:

Critiques an examination of the criminal justice system's treatment of the mentally ill.

Hicks, Renea

Note: *Voir Dire*

Volume 4, #2, 1975-76, pp. 180-193

Abstract:

Compares the treatment of a black defendant in federal courts as opposed to state courts; focuses mainly on the historical reasons and developments of this dichotomy through various cases such as *Ham v. South Carolina* and *Aldridge v. United States*.

Hilbig, Steven C.

Insanity

Volume 4, #2, 1975-76, pp. 194-202

Abstract:	Discusses drug-induced competency and how the court should go about informing the jury that defendant's behavior has been altered through the use of drugs.
Hill, John	Recent Developments: <i>Ferri v. Ackerman</i> , 100 S.Ct. 402 (1979) Volume 8, #1, March 1980, pp. 127-129
Abstract:	Discusses case finding that federal law does not provide immunity for court-appointed attorneys from malpractice actions brought under state law by former client.
Hogan, Nancy G.	Review: <i>Crime and Human Nature</i> , by James Q. Wilson and Richard J. Herrnstein Volume 19, #2, Winter 1992, pp. 313-317
Abstract:	Reviews book in which authors claim that crime is correlated with factors such as age, sex, race, education, I.Q., and one's sense of belonging within the family and community at large; criticizes authors' failure to establish a causal link between crime and those factors.
Hotle, R. Keith	Review: <i>Al Capone—The Hawk—Prohibition</i> , by Leon H. Tashjian Volume 16, #3, Spring 1989, pp. 385-387
Abstract:	Positively reviews former U.S. Deputy Marshal Leon Tashjian's account of his exploits as a law enforcement officer in Chicago during Prohibition.

Icenogle, Anthony	Review: <i>Questioned Document Case Studies</i> , by Luciano V. Caputo Volume 10, #3, November 1982, pp. 277-279
Abstract:	Favorably reviews book that presents twenty-five cases of handwriting analysis.

Johnson, James N.	<i>The Influence of Politics upon the Office of the American Prosecutor</i> Volume 2, #2, Summer 1973, pp. 187-215
Abstract:	Attempts to enunciate the policy alternatives that might be selected to govern several prosecutorial management issues (such as political partisanship).

Kaci, Judith Hails	<i>Confessions: A Comparison of Exclusion under Miranda In the United States and Under The Judges' Rules In England</i> Volume 10, #2, July 1982, pp. 87-112
Abstract:	Compares the English Judges' Rule system with American procedure.

Kaitcer, Jeffrey N.	Note: <i>Sixth Amendment—Public Trial—The Public at Large has a Presumptive Right to Pretrial Suppression Hearing: United States v. Cianfrani</i> , 573 F.2d 835 (3d Cir. 1978) Volume 6, #3, November 1978, pp. 329-339
---------------------	---

Abstract: Discusses case finding that a court can close a portion of a criminal proceeding only if it finds some other interests that outweigh the substantial presumption of public access. If the court finds at the end of the closed hearing that strict exclusion was not imperative, then the court should release that portion of the record which does not damage the interests the court had tried to protect. This is a compromise between protection of the defendant's right to a fair trial and the public interest.

Kaplan, John
American Merchandising and the Guilty Plea: Replacing the Bazaar with the Department Store
Volume 5, #2, May 1977, pp. 215-224

Abstract: Criticizes the criminal justice system. The institution could be greatly improved if we had better people, more resources, more knowledge, and easier problems.

Karwath, Bart A.
Note: Has the Constituency of Continuity Plus Relationship Put an End to RICO's Pattern of Confusion?
Volume 18, #2, Winter 1991, pp. 201-249

Abstract: Examines problems associated with the Supreme Court's attempt to clarify RICO's pattern requirement.

Kates, Don B.
The Value of Civilian Handgun Possession As A Deterrent to Crime or a Defense Against Crime
Volume 18, #2, Winter 1991, pp. 113-168

Abstract: Analyzes the empirical evidence surrounding the question of whether civilian ownership of firearms reduces crime.

Kerr, Andrew L.	Note: <i>Criminal Law—Search and Seizure: United States v. Robinson</i> Volume 3, #1, Summer 1974, pp. 85-104
Abstract:	Overviews search and seizure, how the courts define it, and what is unreasonable.

Kilgor, Gary	Note: <i>The Fourth Amendment—Searches and Seizures—Fourth Amendment Does Not Prohibit a Police Officer From Ordering a Traffic Offender Out of His Car: Pennsylvania v. Mimms</i> , 98 S.Ct. 330 (1977) Volume 6, #2, May 1978, pp. 193-200
Abstract:	Discusses how to determine reasonableness for searches and seizures under the Fourth Amendment.

Kirk, Terrance	Review: <i>Confessions of a Criminal Lawyer</i> , by Seymour Wishman Volume 9, #3, November 1981, pp. 407-408
Abstract:	Reviews author's views on the practice of criminal law, especially regarding ethical concerns facing a criminal defense attorney.

Kirk, Valerie	Review: <i>The Constitutional Right to a Speedy and Fair Criminal Trial</i> , by Warren Freedman Volume 16, #2, Winter 1989, pp. 274-275
Abstract:	Reviews book discussing the constitutional and statutory provisions that guarantee the right to a speedy and fair criminal trial and examines illustrative cases.

Kirschner, Nancy M.

Comment: *Criminal Consumer Fraud: Must the Goals of Deterrence and Compensation Be Mutually Exclusive?*
Volume 7, #3, November 1979, pp. 355-383

Abstract:

Explores policy questions raised by the criminalization of consumer fraud; looks for standards in deciding when to use criminal or civil sanctions.

Kitchens, J. B.

Review: *The End of Imprisonment*, by Robert Sommer
Volume 5, #1, January 1977, pp. 147-150

Abstract:

Reviews an indictment of the entire penal system. The author suggests mandatory short-run incarceration with periodic review.

Krasnow, Diane-Michele

To Stop the Scourge: The Supreme Court's Approach to the War on Drugs
Volume 19, #2, Winter 1992, pp. 219-266

Abstract:

Explores the tension between the nation's interest in an intensified war against controlled substance abuse and the possible invasion of constitutional rights under the Fourth and Eighth Amendment; discusses recent legislation and Supreme Court decisions; concludes that the developments in this area of law are necessary and that they do not erode the constitutional guarantees of the Bill of Rights.

Kuhn, William

Civil Commitment of Alcoholics in Texas
Volume 1, #3, October 1972, pp. 335-350

- Abstract: Evaluates Texas' commitment statutes and treatment procedures aimed at the State's alcoholics, and suggests future efforts in this area.
-
- Kulhavy, Joseph B. Review: *Offender Assessment and Evaluation: The Presentence Investigation Report*, by Todd Clear, Val Clear, and William Burrell
Volume 16, #1, Fall 1988, pp. 144-145
- Abstract: Reviews textbook on the use and preparation of the Presentence Investigation Report.
-
- Langenburg, Ray Note: *Fourteenth Amendment—Equal Protection—A Statutory Rape Law Which Prohibits Sexual Intercourse With Minor Females But Not With Minor Males Does Not Violate Equal Protection: Michael M. v. Superior Court*, 101 S.Ct. 1200 (1981)
Volume 9, #2, July 1981, pp. 235-249
- Abstract: Discusses the Supreme Court's evasion of the proper application of the three phases of equal protection analysis: (1) determining purpose of statute, (2) scrutinizing the purpose, and (3) determining the relation of purpose and legislative classification. The author concludes that the gender-based statutory rape law should have been rejected by the Supreme Court.
-
- Latzer, Barry Royer: *Profiles and the Emerging Three-tier Approach to the Fourth Amendment*
Volume 11, #2, July 1983, pp. 149-168

Abstract:	Describes the use of drug courier profiles and demonstrates why the profiles are theoretically sound. It analyzes the constitutional problems raised by the use of profiles. It also analyzes <i>Florida v. Royer</i> , a drug profile case, and suggests that this case expands the three-tier theory of the Fourth Amendment.
Lazard, Barbara	Review: <i>Fraternity Gang Rape: Sex, Brotherhood and Privilege on Campus</i> , by Peggy Reeves Sanday Volume 19, #1, Fall 1991, pp. 81-83
Abstract:	Negatively reviews book that gives detailed account of one alleged fraternity gang rape; criticizes book for its proffer of conclusions and hypotheses as truth and for its stereotypical portrayal of college fraternity men.
LeBas, David	Review: <i>Rights of Prisoners</i> , by James C. Gobert and Neil P. Cohen Volume 9, #2, July 1981, pp. 273-274
Abstract:	Reviews book in which authors discuss, analyze, and attempt to chart future trends in the law of prisoners' rights.
Lee, Mark R.	<i>Right to Effective Counsel: A Judicial Heuristic</i> Volume 2, #3, February 1973, pp. 277-307
Abstract:	Defines effective counsel under the Sixth Amendment.
Leeds, Stuart L.	Review: <i>Point Blank</i> , by Sonny Grosso and Philip Rosenberg Volume 6, #3, November 1978, pp. 351-352
Abstract:	Reviews book about police corruption and betrayal in the New York City Police Department.

-
- | | |
|---------------|---|
| Lemens, Chris | Review: <i>Private Prisons: Cons and Pro</i> , by Charles H. Logan
Volume 19, #2, Winter 1992, pp. 319-322 |
| Abstract: | Positively reviews book that presents the policies, research, and substantive arguments regarding the debate over the private management of prisons through contracting and which demonstrates that contracting as a method of running prisons is systemically superior to government management. |
-
- | | |
|---------------|---|
| Lensing, Greg | Review: <i>Serial Murder: An Elusive Phenomenon</i> , by Stephen A. Egger
Volume 19, #1, Fall 1991, pp. 87-89 |
| Abstract: | Reviews a collection of eleven essays which summarize the current understanding of the phenomenon of serial murder and make recommendations as to the peculiar problems that serial murderers pose for American law enforcement agencies. |
-
- | | |
|---------------|--|
| Leung, Stella | Review: <i>American Jails: Public Policy Issues</i> , edited by Joel A. Thompson and G. Larry Mays
Volume 19, #1, Fall 1991, pp. 91-92 |
| Abstract: | Positively reviews this collection of fifteen essays as a thorough and empirical look at the problems of the current jail system in America, with concrete suggestions for reform. |
-
- | | |
|--------------------|---|
| Lichtenstein, Lori | <i>Drug Detector Dogs and The Fourth Amendment: A Model Plan</i>
Volume 11, #1, March 1983, pp. 67-79 |
| Abstract: | Examines question of whether we should permit canines to obtain evidence which then forms the basis for probable cause suitable for a search warrant. |
-

-
- | | |
|--------------------|---|
| Lindley, Marcia S. | Note: <i>Probation Conditions</i>
Volume 1, #2, April 1972, pp. 235-247 |
| Abstract: | Poses various justifications the courts use in denying probationers Fourth Amendment rights; criticizes the practices; suggests that the justifications are no longer persuasive; offers standards that provide courts with the ability to impose reasonable restrictions not in conflict with the defendant's constitutional rights. |
-
- | | |
|--------------------|---|
| Little, Douglas R. | Texas Developments: <i>Cartwright v. State</i> , 527 S.W.2d 535 (Tex. Crim. App. 1975)
Volume 4, #1, 1975-76, pp. 95-110 |
| Abstract: | Discusses case finding that county court judges, upon request, must appoint court reporters to record all trial proceedings in any case appealable by law to the Court of Criminal Appeals. |
-
- | | |
|-----------------|---|
| Loar, Jeanne E. | Texas Developments: <i>Lander v. State</i> , 550 S.W.2d 272 (Tex. Crim. App. 1977)
Volume 6, #2, May 1978, pp. 230-235 |
| Abstract: | Discusses case finding that in Texas, there is no state constitutional right to hybrid representation. |
-
- | | |
|--------------|--|
| Long, Walter | Review: <i>Break-ins, Death Threats and the FBI: The Covert War Against the Central America Movement</i> , by Ross Gelbspan
Volume 20, #1, Fall 1993, pp. 177-190 |
|--------------|--|
-

- Abstract: Reviews book in which author, a former *Boston Globe* reporter, claims that the FBI and other federal agencies, working with right-wing private groups, used the pretext of foreign terrorism to carry out a host of covert operations in the 1980s against U.S. citizens opposed to the Reagan Administration's Central America policies. Book is a conglomeration of information obtained through Freedom of Information Act requests and numerous interviews.
-
- Luckstead, Erica *Choice of Evils Defenses in Texas: Necessity, Duress, and Public Duty*
Volume 10, #3, November 1982, pp. 179-213
- Abstract: Argues that trend to revive necessity and related defenses is positive.
-
- Lyle, Robert *Texas Developments: Beaupre v. State*, 526 S.W.2d 811 (Tex. Crim. App. 1975)
Volume 4, #2, 1975-76, pp. 218-226
- Abstract: Discusses case finding that incarceration for six days does not constitute a "formal charge" such that right to counsel at a lineup would attach.
-
- Macias, Francisco *Recent Developments: Appellate Procedure: Faulder v. Hill*, 612 S.W.2d 512 (Tex. Crim. App. 1980)
Volume 10, #3, November 1982, pp. 265-271
- Abstract: Discusses case finding that Texas law does not prohibit local prosecutors from seeking a review of a Texas Court of Criminal Appeals decision by application for certiorari to the United States Supreme Court.
-

-
- | | |
|------------------|--|
| Macnoll, Stephen | Note: <i>A Constitutional Analysis of the Texas Death Penalty Statute</i>
Volume 15, Nos. 1 & 2, Fall and Winter 1987-88, pp. 69-82 |
| Abstract: | Examines the problem of jury instructions and sentencing guidelines in the Texas death penalty procedure. |
-
- | | |
|----------------|--|
| Manasco, Randy | Note: <i>Fourth Amendment—Search and Seizure: United States v. Williams</i>
Volume 9, #1, March 1981, pp. 141-152 |
| Abstract: | Discusses case finding that the exclusionary rule will not be invoked if evidence is obtained by law enforcement personnel as a result of a reasonable, good-faith search. |
-
- | | |
|------------------|---|
| Mann, J. Douglas | <i>Prison Discipline and the Eighth Amendment: Out of the Quagmire?</i>
Volume 1, #1, February 1972, pp. 4-27 |
| Abstract: | Analyzes the Eighth Amendment's applicability to contemporary prison disciplinary practices; examines common prison discipline situations and proposes an alternative test dealing with discipline and cruel and unusual punishment in hopes of clarifying the issues presented to courts dealing with these cases. |
-
- | | |
|--------------|---|
| Marcey, Paul | <i>Co-Conspirator Declarations: The Federal Rules of Evidence and Other Recent Developments From a Criminal Law Perspective</i>
Volume 7, #3, November 1979, pp. 287-322 |
|--------------|---|
-

- Abstract: Examines the hearsay exception for co-conspirator declarations, the structure and element of the exception, confrontation clause challenges to it, and the scope of the conspiracy.
-
- Matyas, David E. Recent Developments: *Fourth Amendment*
Volume 19, #2, Winter 1992, pp. 337-340
- Abstract: Examines four federal court decisions: *Florida v. Bostick*, holding that for police encounters on a bus, appropriate standard to determine what constitutes a seizure is whether a reasonable person would "feel free to decline the officer's requests or otherwise terminate the encounter"; *United States v. Wilson*, holding that person who has walked away from a consensual encounter with police officers has been seized if police persist in following and he cannot ignore officers' presence and go about his business; *United States v. Acevedo*, holding that police may search an automobile and contents within where they have probable cause to believe contraband or evidence is contained; and *United States v. Scott*, holding that contents of trash that are shredded fall within Fourth Amendment protection of reasonable expectation of privacy.
-
- McCutchan, Betty H. Review: *Exclusionary Injustice: The Problem of Illegally Obtained Evidence*, by Steven Schlesinger
Volume 6, #2, May 1978, pp. 237-238
- Abstract: Reviews a thought-provoking treatise on the current status of search-and-seizure law in the U.S.
-

McGinnis, M. J.

Texas Developments: *Porter v. State*,
578 S.W.2d 742 (1979)
Volume 7, #3, November 1979, pp.
413-417

Abstract:

Discusses case finding that the state is constitutionally prohibited from admitting documentary hearsay into evidence at punishment phase proceedings unless the evidence bears substantial indicia of reliability.

Meier, Michael

Note: *Confrontation—Cross-Examination of Juveniles: Davis v. Alaska*
Volume 3, #2, Fall 1974, pp. 221-231

Abstract:

Discusses case finding that Sixth Amendment secures defendant's right to explore probationary status of juvenile witnesses against him.

Melvin, Mike

Reliability and the First-Time Informant
Volume 1, #3, October 1972, pp.
283-295

Abstract:

Finds that courts are allowing less objective criteria to establish the reliability of a police informant.

Merrick, Glenn

Note: *Criminal Procedure—Federal Trial Courts Possess the Same Broad Discretion to Reject Plea Agreements Under Rule 11 as They Exercise in Their Sentencing Function: United States v. Bean*, 564 F.2d 700 (5th Cir. 1977)
Volume 6, #3, November 1978, pp.
319-328

- Abstract: Discusses case finding that under Fed.R.Crim.P. 11(e), a trial court has the discretion to reject a plea bargain. In considering plea bargains, a court may be governed by the same broad standards that apply in sentencing. Trial courts are not required to give a statement of reasons for rejecting a bargain. Therefore, a rejection of plea bargains is essentially unreviewable in the Fifth Circuit.
-
- Messinger, Thane J. Review: *The Mind of the Political Terrorist*, by Richard M. Pearlstein
Volume 19, #1, Fall 1991, pp. 85-86
- Abstract: Favorably reviews book which attempts to demonstrate a correlation between profound harm to the ego and terrorist behavior, using case studies of nine political terrorists.
-
- Meyer, Cora Review: *Legal Rights of Mentally Disabled Persons*, by The Mental Health Law Project, Paul R. Frieman, Chairman
Volume 9, #1, March 1981, pp. 156-158
- Abstract: Reviews a compendium of cases, research studies, model statutes, articles, and outlines which deal with mentally ill individuals.
-
- Miller, Brian David Recent Developments: *Michigan v. Long*, 103 S.Ct. 3469 (1983)
Volume 12, #1, March 1984, pp. 99-110
- Abstract: Discusses case changing the way the Supreme Court treats state court decisions in which it is unclear whether the state court decisions rest on state or federal grounds by requiring state courts to clarify the basis of their opinions.
-

-
- | | |
|---------------------|---|
| Miller, Brian David | Review: <i>Victims and Offenders: Needs and Responsibilities</i> , by John Harding
Volume 11, #2, July 1983, pp. 223-225 |
| Abstract: | Reviews an examination of the theory of restitution in the criminal justice system. The book examines issues surrounding the theory, and analyzes six restitution projects in the U.S. It is recommended as an introduction to the subject. |
-
- | | |
|-----------------|--|
| Millstone, Jeff | Comment: <i>An Analysis of the Policy Rationale for the Texas Family Code Provision Allowing Courts to Compel Families of Delinquent Youth to Participate in Therapy</i>
Volume 12, #2, July 1984, pp. 169-188 |
| Abstract: | Seeks to explain the policy rationale for the Texas Family Code provision allowing juvenile courts the authority to compel parents and others in the same household as the juvenile to submit to psychological counseling. |
-
- | | |
|----------------|--|
| Montgomery, L. | Recent Developments: <i>Bearden v. Georgia</i> , 103 S.Ct. 2064 (1983)
Volume 12, #1, March 1984, pp. 91-97 |
| Abstract: | Discusses case finding that a sentencing court cannot properly revoke a defendant's probation for failure to pay a fine and make restitution, absent evidence and findings that he was responsible for the failure, or that alternative forms of punishment were inadequate to meet the state's interest in punishment and deterrence. |
-
- | | |
|----------------|--|
| Montgomery, L. | Review: <i>The Methods of Attacking Scientific Evidence</i> , by Edward J. Imwinkelreid
Volume 11, #2, July 1983, pp. 219-221 |
|----------------|--|

-
- | | |
|-----------|---|
| Abstract: | Reviews a primer for the inexperienced trial lawyer on methods of attacking scientific evidence and expert testimony. |
|-----------|---|
-
- | | |
|-----------------|--|
| Morgan, Eric C. | Note: <i>Assault Rifle Legislation: Unwise and Unconstitutional</i>
Volume 17, #2, Winter 1990, pp. 143-174 |
|-----------------|--|
-
- | | |
|-----------|--|
| Abstract: | Argues that the legislation of the "anti-assault weapon" genre is unnecessary and ineffective. |
|-----------|--|
-
- | | |
|------------------|---|
| Morris, Edwin G. | <i>Search and Seizure—Border Area Stops</i>
Volume 4, #2, 1975-76, pp. 203-217 |
|------------------|---|
-
- | | |
|-----------|---|
| Abstract: | Discusses the existing limits on reasonable searches and seizures in the context of border searches; gives special attention is given to <i>U.S. v Brignoni-Ponce</i> . |
|-----------|---|
-
- | | |
|------------|---|
| Mosby, Joe | Review: <i>Attica: The Official Report of the New York State Special Commission on Attica</i>
Volume 2, #1, February 1973, pp. 18-25 |
|------------|---|
-
- | | |
|-----------|--|
| Abstract: | Reviews the summary of a report on the riot at the Attica prison. The book essentially outlines new social influences on the prisoners prior to imprisonment and how the brutal and corrupt prison system led to a riot. |
|-----------|--|
-
- | | |
|----------------|---|
| Muldoon, Brian | Review: <i>The Victims</i> , by Frank G. Carrington
Volume 4, #3, 1975-76, pp. 352-355 |
|----------------|---|
-
- | | |
|-----------|---|
| Abstract: | Reviews book written by former FBI agent and Executive Director for Effective Law Enforcement; thesis is that the criminal justice system has granted too many rights to the accused. |
|-----------|---|
-

Mullin, Terrance J.	Review: <i>The FBI and The Berrigans: The Making of a Conspiracy</i> , by Jack Nelson and Ronald J. Ostrow Volume 2, #1, February 1973, pp. 26-28
Abstract:	Reviews an overview of Herbert Hoover's attempt to have California radicals tried on conspiracy charges, which essentially exposes an abuse of prosecutorial discretion on the part of the Justice Department.

Murrah, Macka L.	Review: <i>Beyond Freedom and Dignity</i> , by B. F. Skinner Volume 2, #2, Summer 1973, pp. 121-127
Abstract:	Examines Skinner's proposal that human behavior may be controlled through manipulation of the environment.

Needels, Keith A.	Review: <i>Business Crimes, A Guide for Corporate and Defense Counsel</i> , by Jeffrey Glekel Volume 11, #1, March 1983, pp. 103-105
Abstract:	Favorably reviews book that instructs corporate counsel on the need to provide preventive services through counseling as well as how to defend the corporation faced with a criminal prosecution.

Newsom, B. D., Jr.	Review: <i>The Flies (Les Mouches)</i> , by Jean Paul Sartre Volume 1, #2, April 1972, pp. 133-140
--------------------	---

- | | |
|---------------------|--|
| Abstract: | Reviews author's proposal that law schools become receptive to the arts, which depict "vexing issues of positive law." Newsom uses <i>The Flies</i> as an example of the arguments depicted in the arts. The book discusses the "illusive quality of free will and the problem of assigning responsibility and blame-worthiness to one who commits an act . . ." The limitations raised should be addressed, otherwise "positive law will remain an imperfect mechanism . . ." |
| <hr/> | |
| Newsom, B. D., Jr. | Review: <i>Getting Justice: The Rights of People</i> by Stephen Gillers
Volume 1, #1, February 1972, pp. 121-124 |
| Abstract: | Criticizes book for its "hornbook style"; accuses work of being so rigorous as to "discourage the most eager of untrained minds"; praises the book is praised for both its look at philosophy and its survey of U.S. Supreme Court criminal rulings. |
| <hr/> | |
| Oppenheimer, Carol. | <i>Rebel with a Cause: The Movement Lawyer in the Criminal Courts</i>
Volume 2, #2, Summer 1973, pp. 146-186 |
| Abstract: | Examines issues facing attorneys engaged in the defense of so-called "radicals"; discusses issues such as politicizing trials, organizing and advising defendants, and case control by the client. |
| <hr/> | |
| Palenberg, John C. | <i>Mass Amnesty: The East German Answer to Prison Overcrowding</i>
Volume 11, #3, November 1983, pp. 369-385 |
| Abstract: | Examines the viability of mass amnesty as a possible solution to U.S. prison overcrowding. |
| <hr/> | |

Parker, James F.	<i>Plea Bargaining</i> Volume 1, #2, April 1972, pp. 187-209
Abstract:	Begins with a description of plea bargaining practices, the reasons behind such practices, and a discussion of how these techniques are actually implemented; ends by presenting the effects on the criminal justice system.

Parker, Michael M.	Review: <i>Lawyers and Thieves</i> , by Roy Grutman and Bill Thomas Volume 18, #2, Winter 1991, pp. 255-258
Abstract:	Critically reviews Grutman's anecdotal catalogue of his personal experiences within the American judicial system.

Pillar, Donald	Review: <i>Criminal Detainers</i> , by Leslie W. Abramson Volume 9, #3, November 1981, pp. 405-407
Abstract:	Reviews a discussion of the various problems—statutory, constitutional, and correctional—that arise when a person who has been convicted of a crime faces either an additional charge or the revocation of parole or probation following conviction for another crime.

Pittman, Ann S.	Review: <i>Jurors and Rape</i> , by Hubert S. Field and Leigh B. Bienen Volume 9, #1, March 1981, pp. 155-156
Abstract:	Explains authors' attempt to statistically determine jurors' tendencies in rape cases. The authors point out the powerful effect of race in rape trials. They also note that legislation and rape law reforms have been substantial, but piecemeal, and suggest that comprehensive efforts are needed.

-
- | | |
|------------------|--|
| Pollard, Gary M. | Review: <i>Criminal Defense Sourcebook, A Texas Lawyer's Guide</i> , by Ray Edward Moses
Volume 3, #3, Winter 1975, pp. 355-357 |
| Abstract: | Reviews formbook, practice guide, and hornbook on the subject of criminal defense in Texas. |
-
- | | |
|------------------|--|
| Pool, Rebecca J. | Review: <i>Mass Murder: An Annotated Bibliography</i> , by Michael Newton
Volume 15, #3, Spring 1988, pp. 305-307 |
| Abstract: | Reviews book cataloguing over 600 sources dealing with mass murder. |
-
- | | |
|-------------|--|
| Price, Eben | Review: <i>Blood Will Tell: The Murder Trials Of T. Cullen Davis</i> , by Gary Cartwright
Volume 8, #2, July 1980, pp. 223-225 |
| Abstract: | Reviews recount of relationship between T. Cullen Davis and Richard "Racehorse" Haynes; coverage of T. Cullen Davis' trial for murder, and eventual outcome of mistrial. Discusses the three sections of the book highlighting its strengths and weaknesses. Its strength is in keeping a legal perspective even in such a volatile context. |
-
- | | |
|-----------------------------------|---|
| Probus, Matthew &
Popham, John | Note: <i>Structured Transactions in Money Laundering: Dealing With Tax Evaders, Smurfs, and Other Enemies of the People</i>
Volume 15, Nos. 1 & 2, Fall and Winter 1987-88, pp. 83-114 |
|-----------------------------------|---|

- Abstract: Examines the decisions of the federal appellate courts on the reporting requirements, with particular emphasis on "structuring" by customers and the reactions of the various circuits to such schemes prior to the enactment of 31 U.S.C. § 5324.
-

Pugh, Sarah

Review: *The Courtroom Elite: An Organizational Perspective on Criminal Justice*, by Peter F. Nardull
Volume 7, #3, November 1979, pp. 422-424

- Abstract: Reviews the author's suggestion that the fundamental problem with American criminal courts is a version of the classic bureaucratic problem—the pursuit of self-interest.
-

Pulford, Lynn H.

Review: *The Law of Criminal Procedure: An Analysis and Critique*, by David A. Jones
Volume 9, #3, November 1981, pp. 408-410

- Abstract: Summarizes the strengths and weaknesses of the current workings of the criminal justice system, including discussions on the failure to incorporate the entire Bill of Rights into the 14th Amendment, and discussions on warrants, "feel searches," identification techniques, custodial questioning, the exclusionary rule, the role of prosecutors and defense counsel, trial procedure, and post-conviction weaknesses.
-

Pulford, Lynn H.

Review: *Understanding Criminal Law*, by Jay A. Sigler
Volume 9, #2, July 1981, pp. 274-277

- Abstract: Reviews commentary on standard areas of criminal law such as elements of crime, crimes against property and persons, and economic crimes and defenses.
-
- Pulford, Lynn H. Recent Developments: *Ex Parte Stephen A. McWilliams*, 634 S.W.2d 815 (Tex. Crim. App. 1982)
Volume 11, #1, March 1983, pp. 91-95
- Abstract: Discusses case finding that Texas' "carving doctrine" is abolished because it is not supported by constitutional or statutory provisions.
-
- Quillin, William C. Comment: *The Death Penalty in the Soviet Union*
Volume 5, #2, May 1977, pp. 225-246
- Abstract: Explores the status of the death penalty in the Soviet Union.
-
- Quillin, William C. Texas Developments: *Abercrombie v. State*, 528 S.W.2d 578 (Tex. Crim. App. 1975)
Volume 4, #1, 1975-76, pp. 95-110
- Abstract: Discusses how search and seizure—citizen informer's admission against penal interest coupled with sufficient detail—provides adequate information for a magistrate to reasonably infer the informant's reliability.
-
- Quintanilla, Gabriel Casenote: *Texas Criminal Procedure: Article 38.07 Applies to All Chapter 21, Penal Code Offenses, Imposing Tighter Corroboration Requirements on Rape of Child Convictions. Hernandez v. State*, 636 S.W.2d 617 (Tex. App- San Antonio 1982)
Volume 11, #1, March 1983, pp. 81-90

Abstract:	Discusses how the assumption that Art. 38.07 applies to all Chapter 21, Penal Code Offenses, allowed the majority in <i>Hernandez</i> to render a child's testimony insufficient to support a rape conviction under 38.07 and incompetent to corroborate her mom's testimony—despite the legislature's intent with 38.07 to prosecute rapists.
Rabe, Sheree L.	Note: <i>Ticket Scalping: Free Market Mirage</i> Volume 19, #1, Fall 1991, pp. 57-69
Abstract:	Argues that ticket scalping legislation is necessary to protect the public from extortion and control of the market by scalpers; proposes various solutions.
Radnofsky, Barbara.	Comment: <i>The Role of the Juvenile Court Referee in Texas</i> Volume 7, #2, July 1979, pp. 225-251
Abstract:	Examines the referee system in Texas in light of the Supreme Court's decision in <i>Suisher v. Brady</i> and in light of policies which the Texas referee system attempts to serve.
Ragan, James A.	Note: <i>Duress—Defense to Escape—Threats of Homosexual Attack</i> Volume 3, #3, Winter 1975, pp. 331-340
Abstract:	Discusses case finding that substantial threats of homosexual attack may support the defense of duress in a prosecution for prison escape.
Ragan, Jim	Texas Developments: <i>Davenport v. State</i> , 574 S.W.2d 73 (Tex. Crim. App. 1978) Volume 7, #2, July 1979, pp. 277-282

-
- | | |
|-----------|--|
| Abstract: | Discusses case finding that the state may seek to revoke probation a second time for the same probation violation when probation is not revoked at the first revocation hearing; discusses scope of due process in the revocation context. |
|-----------|--|
-
- | | |
|---------------------|--|
| Randolph, Sheila R. | Review: <i>Miranda: Crime, Law and Politics</i> , by Liva Baker
Volume 11, #3, November 1983, pp. 402-403 |
|---------------------|--|
-
- | | |
|-----------|---|
| Abstract: | Reviews thorough presentation of interviews, biographies, government documents, texts of speeches, and radio and television transcripts relevant to the 1966 landmark <i>Miranda v. Arizona</i> decision. |
|-----------|---|
-
- | | |
|-------------------|--|
| Rattenburg, E. A. | <i>Plea-Bargaining Analytically: The Nash Solution to the Landes Model</i>
Volume 7, #3, November 1979, pp. 323-353 |
|-------------------|--|
-
- | | |
|-----------|---|
| Abstract: | Examines the criticisms of the plea bargaining system by outlining the procedural problems and by combining the Nash-Landes model in order to isolate the effects of plea bargaining on the individual defendant. |
|-----------|---|
-
- | | |
|------------|---|
| Reid, Brad | <i>Juvenile Waiver: The Inconsistent Standard</i>
Volume 2, #3, February 1973, pp. 331-347 |
|------------|---|
-
- | | |
|-----------|---|
| Abstract: | Examines various juvenile waiver statutes; evaluates, compares, and contrasts them. |
|-----------|---|
-
- | | |
|---------------|---|
| Reid, Dorothy | Review: <i>Rape One</i> , by Frederick Canavor
Volume 10, #2, July 1982, pp. 173-174 |
|---------------|---|
-
- | | |
|-----------|---|
| Abstract: | Favorably reviews former Assistant District Attorney Canavor's novel. |
|-----------|---|
-

Rentfro, William L.	Review: <i>The Penalty of Death</i> , by Thorsten Sellin Volume 10, #1, March 1982, pp. 82-83
Abstract:	Reviews empirical analysis of the reasons and rationalizations most often cited for the retention of the death penalty.

Reynolds, E., III	Review: <i>Letter to the President on Crime Control</i> , by Norval Morris and Gordon Hawkins Volume 5, #2, May 1977, pp. 264-266
Abstract:	Reviews book discussing the basic priority of the criminal justice system.

Reynolds, E., III	Texas Developments: <i>Eastwood v. State</i> , 538 S.W.2d 107 (Tex. Crim. App. 1976) Volume 5, #1, January 1977, pp. 126-134
Abstract:	Discusses case finding that the time for filing a motion for new trial or notice of appeal from a probated sentence begins to run when the judgment is signed and filed.

Reynolds, Jason G.	<i>Trial Tactics and Strategy in Adequacy of Counsel Claims</i> Volume 11, #3, November 1983, pp. 321-367
Abstract:	Examines the reasonable assistance of counsel standard when courts are faced with claims that tactical or strategic error has resulted in ineffective representation by trial attorneys.

Roberge, Carrie L.	Review: <i>The Unwritten Law: Criminal Justice in Victorian Kent</i> , by Carolyn A. Conley Volume 19, #3, Spring 1992, pp. 513-515
--------------------	--

- | | |
|----------------------|--|
| Abstract: | Reviews book that provides a thorough and complete analysis of the social history of criminal justice in Kent, a county in southeastern England. |
| <hr/> | |
| Roberts, Bruce | Note: <i>Fourth Amendment Searches: Jones v. Latexo Independent School District</i>
Volume 9, #1, March 1981, pp. 127-139 |
| Abstract: | Argues that the use of canines to detect drug paraphernalia on school children is an unreasonable search under the Fourth Amendment. |
| <hr/> | |
| Rockwell, Brad | Note: <i>Domestic Covert Actions and the Need for National Security Qui Tam Prosecutions</i>
Volume 16, #2, Winter 1989, pp. 207-268 |
| Abstract: | Proposes qui tam statute which would create an incentive for intelligence operatives to obey statutes and executive orders that are currently nonpenal. |
| <hr/> | |
| Rogers, Charles J. | Casenote: <i>Civil Right—Second-hand Smoke is not Cruel and Unusual Punishment. Steading v. Thompson</i> , 941 F.2d 498 (7th Cir. 1991), cert. denied, 112 S.Ct. 1206 (1992)
Volume 20, #1, Fall 1993, pp. 163-175 |
| Abstract: | Discusses circuit court opinion holding that state prison officials in Illinois did not violate the constitutional prohibition against cruel and unusual punishment by failing to protect inmates from health risks associated with exposure to environmental tobacco smoke. |
| <hr/> | |
| Rogers, Paul C., III | Note: <i>Criminal Law: Right to Counsel</i>
Volume 2, #1, February 1973, pp. 98-107 |

- | | |
|---|---|
| Abstract: | Argues that Sixth Amendment right to counsel does not apply to preindictment identification confrontations. |
| <hr/> | |
| Rosen, Dan | Comment: <i>Newsroom Searches: The Privacy Protection Act Takes Effect</i>
Volume 9, #2, July 1981, pp. 193-233 |
| Abstract: | Analyzes the Privacy Protection Act, showing how it will change state laws; using Texas as an example, discusses the guidelines for federal officials to follow in searches and seizures involving communications and the rationale for extending this protection to lawyers, physicians, etc.; also discusses the historical antecedents of a freedom from search and seizure. |
| <hr/> | |
| Rosenberg, I. M. | <i>Schall v. Martin: a Child is a Child is a Child</i>
Volume 12, #3, November 1984, pp. 253-278 |
| Abstract: | Discusses the <i>Schall v. Martin</i> case in light of precedents, and proposes that the Court's decision may be a warning of things to come in the constitutional arena of defendants' rights. The <i>Schall</i> court upheld a New York law that allowed detention of juveniles prior to adjudication of guilt, saying that the law served a legitimate state objective without depriving the juvenile of due process protection. The author contends that the next step may be extension of the <i>Schall</i> rationale to adult contexts. |
| <hr/> | |
| Rosenberg, Irene M. &
Rosenberg, Yale L. | <i>Miranda, Minnick, and the Morality of Confessions</i>
Volume 19, #1, Fall 1991, pp. 1-34 |

Abstract:	Disputes the assumption that confessions are both ethical and essential and suggests instead that the use of confessions is tolerable and compatible with core concerns of the Fifth Amendment only when limited by strict safeguards designed to prevent police overreaching.
Rosenthal, M. P.	Essay: <i>Physical Abuse of Children by Parents: The Criminalization Decision</i> Volume 7, #2, July 1979, pp. 141-169
Abstract:	Deals with the question of whether or not physical abuse of children by a parent or comparable caretaker should constitute a crime.
Rossum, Ralph A.	<i>Problems in Municipal Court Administration and the Stress of Supreme Court Decisions</i> Volume 3, #1, Summer 1974, pp. 53-84
Abstract:	Discusses the way in which Supreme Court decisions limit the important functions of the lower courts.
Rossum, Ralph A.	<i>The Entrapment Defense and the Teaching of Political Responsibility: The Supreme Court as Republican Schoolmaster</i> Volume 6, #3, November 1978, pp. 287-306
Abstract:	Explores the Court's teaching on political responsibility as found in its opinion on the use of various prophylactic rules, with an emphasis on the "hypothetical person" version of the entrapment defense.

-
- | | |
|------------------|---|
| Rowlett, John R. | Review: <i>Treating Alcoholism and Drug Abuse Among Homeless Men and Women: Nine Community Demonstration Grants</i> , edited by Milton Argeriou and Dennis McCarty
Volume 19, #3, Spring 1992, pp. 517-518 |
| Abstract: | Reviews a collection of eleven essays that describes and evaluates nine community projects established by the National Institute on Alcohol Abuse and Alcoholism to help those who are homeless and chemically dependent. |
-
- | | |
|---------------|---|
| Ruback, Barry | Note: <i>Criminal Law: Search and Seizure</i>
Volume 2, #3, February 1973, pp. 349-355 |
| Abstract: | Argues that person who consents to a search should be informed that he or she may refuse. |
-
- | | |
|---------------|--|
| Ruback, Barry | <i>The Sexually Integrated Prison: A Legal and Policy Evaluation</i>
Volume 3, #3, Winter 1975, pp. 301-330 |
| Abstract: | Examines the advantages and disadvantages of sexually integrated prisons. |
-
- | | |
|----------------|---|
| Rubenstein, L. | <i>Immunity and the Self-Incrimination Clause</i>
Volume 2, #1, February 1973, pp. 29-46 |
| Abstract: | Examines the implications of precluding a witness from invoking the Fifth Amendment, provided that he is immune from having his testimony used against him. |
-

-
- | | |
|----------------|--|
| Russell, Steve | <i>Status of the Texas Necessity Defense in Abortion Clinic Trespass Cases Assuming the Demise of Roe v. Wade</i>
Volume 17, #1, Fall 1989, pp. 1-18 |
| Abstract: | Examines the relationship between the privacy interests protected in <i>Roe v. Wade</i> as a matter of common law or Texas constitutional law, and the necessity defense in Texas. |
-
- | | |
|--------------------|---|
| Rutherglen, George | <i>Dilemmas and Disclosures: A Comment on Client Perjury</i>
Volume 19, #2, Winter 1992, pp. 267-278 |
| Abstract: | Argues that structuring the legal rules governing client perjury and disclosure of client confidences to allow an attorney to threaten withdrawal from the case and to disclose the proposed perjury to a subsequent attorney would help eliminate perjury without violating rules against perjury or the client's constitutional rights to testify and to receive effective assistance of counsel. |
-
- | | |
|-------------------|--|
| Sackheim, Michael | <i>Quasi-Criminal Enforcement of the Commodities Laws by the CFTC</i>
Volume 17, #2, Winter 1990, pp. 107-122 |
| Abstract: | Examines the Futures Trading Practices Act of 1989 that amends the Commodity Exchange Act and transforms the Commodity Futures Trading Commission. |
-
- | | |
|------------------|--|
| Sampson, Randall | Comment: <i>Client Perjury: Truth, Autonomy, and the Criminal Defense Lawyer</i>
Volume 9, #3, November 1981, pp. 387-403 |
|------------------|--|

Abstract:	Discusses the difficulties facing the criminal defense lawyer who has knowledge of his client's intention to testify falsely and the appropriate course of action the lawyer should take.
Sanders, Robin	Comment: <i>Helping the Jury Evaluate Eyewitness Testimony: The Need for Additional Safeguards</i> Volume 12, #2, July 1984, pp. 189-220
Abstract:	Suggests reforms for utilizing eyewitness testimony.
Sapp, Stephen L.	Note: <i>Private Interceptions of Wire and Oral Communications Under Title III: Rethinking Congressional Intent</i> Volume 16, #2, Winter 1989, pp. 181-206
Abstract:	Discusses the problems of statutory construction in cases involving private interceptions of wire and oral communications in light of Title III of the Omnibus Crime Control and Safe Streets Act.
Schaberg, John I.	Note: <i>Constitutional Law—Obscenity</i> Volume 8, #2, July 1980, pp. 199-208
Abstract:	Discusses sanctions, both non-criminal and criminal, used to suppress obscenity and their possible unconstitutionality in light of such cases as <i>Freedman</i> , <i>Roth-Miller</i> , and <i>Vance</i> .
Schneider, L. K.	Review: <i>Twice Violated: New Hope for the Victims of Criminal Violence</i> , by Robert C. Sullivan Volume 16, #2, Winter 1989, pp. 269-270
Abstract:	Positively reviews book that attacks the insensitivity of the criminal justice system to victims' rights.

Schroeder, Sherrie

Review: *A Court Divided: The Fifth Circuit Court of Appeals and the Politics of Judicial Reform*, by Deborah J. Barrow and Thomas G. Walker
Volume 16, #2, Winter 1989, pp. 275-276

Abstract:

Reviews in-depth analysis of the seventeen-year battle to divide the Fifth Circuit and to create the Eleventh Circuit.

Schultz, Kaye

Review: *The Legal Defense of Pathological Intoxication: With Related Issues of Temporary and Self-Inflicted Insanity*, by Lawrence P. Tiffany and Mary Tiffany
Volume 18, #2, Winter 1991, pp. 258-260

Abstract:

Positively reviews book by a criminal law professor and a nurse that investigates pathological intoxication.

Scofield, Giles R.

Due Process in the United States Supreme Court and the Death of the Texas Capital Murder Statute
Volume 8, #1, March 1980, pp. 1-42

Abstract:

Examines the Texas capital murder statute in light of the U.S. Supreme Court's due process constraints; concludes that the Texas statute violates a defendant's Eighth and Fourteenth Amendment guarantees of a fair trial; questions whether it is possible to develop a satisfactory death penalty scheme that is not procedurally impracticable.

Scruggs, G. C.

Note: *Due Process—Non-Attorney Judges—Criminal trials*
Volume 3, #3, Winter 1975, pp. 341-354

-
- Abstract:** Discusses case finding that allowing non-attorney judges to preside over criminal trials punishable by a jail sentence violates the due process clause of the Fourteenth Amendment.
-
- Searcy, Seth S., III. *Pleading and Proving the Culpable Mental States Under the New Texas Penal Code*
Volume 6, #3, November 1978, pp. 243-266
- Abstract:** Argues that failure to furnish guidance for applying the four terms which the Texas Penal Code uses to express culpability has led to confusion among prosecutors about which mental state(s) to plead.
-
- Seid, David M. *Note: The Aftermath of Arizona v. Hicks: An Expectation of Privacy at Home*
Volume 17, #1, Fall 1989, pp. 81-94
- Abstract:** Analyzes circuit and state court interpretations of the *Arizona v. Hicks* decision in the context of warrantless "plain view" searches and seizures in an individual's dwelling.
-
- Seid, David M. *Review: The Insanity Defense: A Critical Assessment of Law and Public Policy in the Post-Hinckley Era*, by Rita J. Simon and David E. Aaronson
Volume 16, # 2, Winter 1989, pp. 272-273
- Abstract:** Reviews overview of the insanity defense.
-
- Selz, Shirley A. *Conspiracy Law in Theory and Practice: Federal Conspiracy Prosecutions in Chicago*
Volume 5, #1, January 1977, pp. 35-71

- | | |
|--------------------------------------|--|
| Abstract: | Discusses the relationship between the theoretical bases underlying federal conspiracy law and some practical factors which motivate its use. |
| <hr/> | |
| Seman, Karl C. | <i>A Juvenile Waiver of the Privilege Against Self-Incrimination: A Federal and State Comparison</i>
Volume 10, #1, March 1982, pp. 27-46 |
| Abstract: | Examines a juvenile's waiver of his privilege against self-incrimination; includes an examination of constitutional safeguards mandated by <i>Miranda v. Arizona</i> and <i>Fare v. Michael C.</i> |
| <hr/> | |
| Seman, Karl C. | Comment: <i>The Federal Courts: Habeas Corpus and Recent Meanings of Cause and Prejudice</i>
Volume 10, #3, November 1982, pp. 215-244 |
| Abstract: | Examines evolving habeas corpus requirements when the claim of unconstitutional detention was not advanced at trial or on direct appeal. |
| <hr/> | |
| Sepler, Harvey J. | <i>The Next 25 Years Facing the Criminal Justice System: Using Standard Celeration Charting for Systems Analysis</i>
Volume 7, #1, March 1979, pp. 47-66 |
| Abstract: | Compares the current frequencies and acceleration of the components of popular crime. |
| <hr/> | |
| Seymore, Malinda L. & Thielman, Mark | <i>Appellate Reversal for Insufficient Evidence In Criminal Cases: The Interaction of the Proof and the Jury Charge</i>
Volume 16, #2, Winter 1989, pp. 161-180 |
| Abstract: | Analyzes sufficiency of evidence; traces the evolution of Texas cases culminating in <i>Garrett v. State</i> . |
| <hr/> | |

Sharlot, Sarah M.	Review: <i>Facing the Death Penalty: Essays on a Cruel and Unusual Punishment</i> , edited by Michael L. Radelet Volume 17, #2, Winter 1990, pp. 201-204
Abstract:	Favorably reviews book that explores the emotional aspects of the death penalty.

Sherman, Edward F.	Commentary: <i>A Social Psychology of Citizens' Obligations to Authority: A Review of Crimes of Obedience</i> Volume 17, #3, Spring 1990, pp. 287-306
Abstract:	Reviews the book in the context of civilian and military crimes of obedience.

Sherry, Robert J.	Comment: <i>Warrantless Entries to Arrest Suspects in the Homes of Third Parties After Payton v. New York</i> Volume 9, #1, March 1981, pp. 51-87
Abstract:	Discusses the <i>Payton</i> holding, the rule prior to <i>Payton</i> and its standards, and the implications of <i>Payton</i> . The author ends by presenting an alternative.

Shibley, William H.	<i>Attorney-Prisoner Communications: The Right to Uncensored Mail</i> Volume 1, #1, February 1972, pp. 28-43
Abstract:	Discusses the justification for censorship; it concludes with the position that the "right to communication ought not be limited without some compelling state interest."

-
- | | |
|-------------------------------------|--|
| Sicola, M. K. & Shreves, Richard R. | <i>Jury Consideration of Mitigating Evidence: A Renewed Challenge to the Constitutionality of the Texas Death Penalty Statute</i>
Volume 15, Nos. 1 & 2, Fall and Winter 1987-88, pp. 55-82 |
| Abstract: | Examines the historical context of the 1976 U.S. Supreme Court decision <i>Jurek v. Texas</i> ; suggests revisions to the Texas statutory sentencing scheme. |
-
- | | |
|---------------------|---|
| Sinclair, Robert J. | Texas Developments: <i>Coleman v. State</i> , 530 S.W.2d 823 (Tex. Crim. App. 1975)
Volume 4, #2, 1975-76, pp. 227-235 |
| Abstract: | Discusses case finding that if the facts proved are in such close juxtaposition to the main fact to be proved as to be equivalent to direct testimony, a charge on circumstantial evidence is not required. |
-
- | | |
|-----------------------|--|
| Sirico, Louis J., Jr. | Review: <i>The Time Game: Two Views of a Prison</i> , by Anthony J. Manocchio and Jimmy Dunn
Volume 1, #1, February 1972, pp. 125-128 |
| Abstract: | Criticizes the book's prison episodes and goes on to comment on the probability of reform programs. |
-
- | | |
|----------------|---|
| Slaikeu, Diane | Review: <i>Against Our Will: Men, Women and Rape</i> , by Susan Brownmiller
Volume 4, #1, 1975-76, pp. 111-116 |
| Abstract: | Reviews this book's attempts to understand the relationships between men and women through the basis of rape. |
-
- | | |
|----------------|--|
| Slevin, Sheila | Review: <i>Wayward Capitalists</i> , by Susan Shapiro
Volume 12, #3, November 1984, pp. 364-366 |
|----------------|--|

-
- Abstract:** Reviews first book in a series entitled the Yale Studies of White Collar Crime. The book deals with the detection, investigation, and enforcement practices of the Securities and Exchange Commission.
-
- Smith, Carla
- Review:** *Handling Juvenile Delinquency Cases*, by F. Lee Bailey and Henry B. Rothblatt
Volume 11, #1, March 1983, pp. 101-102
- Abstract:** Reviews "how-to" guide to the adjudicatory process of the juvenile justice system.
-
- Smith, Clayton L.
- Note:** *The Controlled Substance Analogue Enforcement Act of 1986: The Compromising of Criminalization*
Volume 16, #1, Fall 1988, pp. 107-138
- Abstract:** Outlines the evolution of the designer drug problem and the response of Congress to the problem of the Controlled Substance Analogue Enforcement Act of 1986.
-
- Smith, M. Elizabeth
- The Public Dissemination of Arrest Records and the Right to Reputation: The Effect of Paul v. Davis on Individual Rights**
Volume 5, #1, January 1977, pp. 72-89
- Abstract:** Reviews the Supreme Court's decision in *Paul v. Davis*, criticizing the Court for its failure to recognize the due process arguments.
-
- Smith, Stephen
- Note:** *Justice Douglas and the Death Penalty: A Demanding View of Due Process*
Volume 20, #1, Fall 1993, pp. 135-161

- | | |
|------------------|--|
| Abstract: | Discusses historical development and treatment of death penalty in general; describes Justice Douglas' views on the subject. |
| <hr/> | |
| Smoot, Steven M. | <i>Discovery in Texas Criminal Cases: How Far Have We Come?</i>
Volume 8, #1, March 1980, pp. 91-118 |
| Abstract: | Analyzes Texas' use of discovery in criminal trials; concludes that Texas has come a long way in recognizing that a fair trial involves providing the defendant with evidence for the proper preparation of the defense; adds that the courts have not interpreted the statutes as liberally as perhaps intended by the Texas legislature. |
| <hr/> | |
| Spears, Steven | Review: <i>Crime, Shame and Reintegration</i> , by John Braithwaite
Volume 17, #2, Winter 1990, pp. 199-201 |
| Abstract: | Favorably reviews Braithwaite's theory of "shaming" and low crime rates. |
| <hr/> | |
| Spiller, John | Review: <i>Intimate Violence</i> , by Richard J. Gelles and Murray Strauss
Volume 17, #2, Winter 1990, pp. 196-198 |
| Abstract: | Favorably reviews book which sets forth the causes and effects of family violence as well as the results of the Second National Family Violence Survey. |
| <hr/> | |
| Spoeede, David | Review: <i>The Limits of Enlightenment: Joseph II and the Law</i> , by Paul P. Bernard
Volume 8, #1, March 1980, pp. 135-137 |

Abstract:	Reviews a book that contrasts the actions of Joseph II, generally considered to be Austria's greatest legal reformer, with many of his own reforms. The author shows that Joseph II's ideas and actions were often inconsistent.
Staff	Casenote: <i>Lugo-Lugo v. State</i> , 650 S.W.2d 72 (Tex. Crim. App. 1983) Volume 12, #2, July 1984, pp. 225-242
Abstract:	Discusses how an indictment for murder under §19.02(a)(2) of the Texas Penal Code is not fundamentally defective for failure to allege a culpable mental state because an allegation that the defendant intended to cause serious bodily injury satisfies that requirement.
Stahl, Brent G.	Note: <i>Rule 14e-3: Invalid in the Criminal Context</i> Volume 16, #3, Spring 1989, pp. 367-380
Abstract:	Examines both the status of SEC Rule 14e-3 in the civil context as well as the invalidity of Rule 14e-3 in the criminal context.
Steele, Walter W. & Sigman, Christine	<i>Reexamining the Doctrine of Self-Defense to Accommodate Battered Women</i> Volume 18, #2, Winter 1991, pp. 169-185
Abstract:	Argues that self-defense rules and statutes should be reconsidered in light of modern societal demands and issues.
Sterba, Sandra L.	Review: <i>Reaffirming Rehabilitation</i> , by Francis T. Cullen and Karen E. Gilbert Volume 10, #2, July 1982, pp. 174-176

- | | |
|---------------------------------------|--|
| Abstract: | Favorably reviews book that adamantly defends rehabilitation as the goal and focal point of the American criminal justice system. |
| <hr/> | |
| Stover, Robert V. & Eckert, Dennis R. | <i>A Systematic Comparison of Public Defenders and Private Attorneys</i>
Volume 3, #3, Winter 1975, pp. 265-300 |
| Abstract: | Compares public and private defense attorneys and the quality of their work. The article relies upon interviews and observations of attorneys as well as data on the outcome of cases for both types of attorneys. |
| <hr/> | |
| Strafer, G. Richard | <i>"Operation Roadrunner:" The Misapplication of Federal Criminal Sanctions to Bid-Rigging in the Highway Construction Industry</i>
Volume 11, #1, March 1982, pp. 1-65 |
| Abstract: | Examines the Sherman Act, FAHWA insulation of federal interests, mail fraud, and false statements in the context of both the Privacy Act, the Fifth Amendment violation, and the "Exculpatory No" defense. |
| <hr/> | |
| Strawn, Susan | Note: <i>Spy v. Spy: The Reliance on Authority Defense in National Security Cases</i>
Volume 15, Nos. 1 & 2, Fall and Winter 1987-88, pp. 161-193 |
| Abstract: | Examines the reliance defense and intent requirements. |
| <hr/> | |
| Stroud, James A. | <i>The Criminal Prosecution Defense: A Defense to a Section 7602 Summons?</i>
Volume 4, #2, 1975-76, pp. 152-179 |

Abstract:	Analyzes the criminal prosecution defense and its use in the investigatory procedure of the Internal Revenue Service; conflicts and possible solutions to its application are proposed.
Stroud, James A.	Note: <i>Military Law—Right to Counsel</i> Volume 2, #1, February 1973, pp. 108-120
Abstract:	Argues that the Armed Forces must provide counsel for servicemen tried by summary court martial.
Stuart, Charlotte & Stuart, Donald	<i>A Metaphonic View of the Criminal Process</i> Volume 3, #1, Summer 1974, pp. 17-33
Abstract:	Examines the problem with how the criminal is treated by our judicial system.
Stutes, Ronald D.	Review: <i>The Joint: Language and Culture in a Maximum Security Prison</i> , by Inez Cardoza-Freeman Volume 12, #2, July 1984, pp. 248-249
Abstract:	Reviews description of lives of prisoners in prison starting with a prisoner's entry and ending with his release. Book is primarily composed of interviews with inmates.
Sullivan, J. Thomas	<i>The Texas Court of Criminal Appeals: A Modest Critique Of Appellate Decisionmaking</i> Volume 10, #2, July 1982, pp. 113-160
Abstract:	Reviews defense attorney's examination of the Texas Court of Criminal Appeals' performance.
Surovic, Gregory J.	Review: <i>Rural Crime—Integrating Research and Prevention</i> Volume 11, #1, March 1983, pp. 99-100

- Abstract: Favorably reviews book that is a collection of short studies and articles written by sociologists and criminologists dealing with the issue of crime in rural America.
-
- Swenson, R. E. *The Implications of United States v. Sells Engineering, Inc. and United States v. Baggot*
Volume 12, #3, November 1984, pp. 327-359
- Abstract: Analyzes the *Sells* and *Baggot* decisions limiting the access of the government to grand jury materials; finds that both decisions will increase the cost of civil law enforcement while not clearly furthering the policies underlying grand jury secrecy. Also, the decisions may encourage grand jury abuse and circumvention of federal rules.
-
- Swinnea, Tom Review: *Corporate Crime*, by Marshall B. Clinard and Peter C. Yeager
Volume 9, #1, March 1981, pp. 153-155
- Abstract: Reviews discussion of the history and rationalizations behind corporate crime and the need for reform to create greater corporate accountability. The authors suggest a broad array of changes in the interest of saving the capitalist system.
-
- Talavera, Nancy Review: *Unnatural Death: Confessions of a Medical Examiner*, by Michael M. Baden, M.D.
Volume 17, #2, Winter 1990, pp. 195-196
- Abstract: Reviews Forensic pathologist's examination of the medical-legal autopsy and its important role in the courtroom.
-

Teitelbaum, William	<i>The Prosecutor's Role in the Sentencing Process: A National Survey</i> Volume 1, #1, February 1972, pp. 75-95
Abstract:	Deals with prosecutorial participation in sentencing defendants who have received a full trial.

Teitelbaum, William	<i>Voir Dire: Another view</i> Volume 1, #3, October 1972, pp. 274-282
Abstract:	Explores whether the benefits of voir dire justify the delays that they cause.

Terres, Joyce Lind	<i>Prenatal Cocaine Exposure: How Should the Government Intervene?</i> Volume 18, #1, Fall 1990, pp. 61-86
Abstract:	Favors the child protection system over criminal sanctions as a form of the direct government intervention necessary to compel pregnant women to face their responsibility to their unborn children.

Tigar, Michael E.	<i>It Does the Crime But Not the Time: Corporate Criminal Liability in Federal Law</i> Volume 17, #3, Spring 1990, pp. 211-234
Abstract:	Argues that altering the federal law to resemble the Model Penal Code formulation is in error; favors approach in which the jury's decisionmaking in corporate crime cases resembles ordinary criminal cases where the defendant takes the stand or puts on character evidence.

Tilleman, W. A., II

It's a Crime: Public Interest Laws (Fish and Game Statutes) Ignore Mens Rea Offenses—Toward a New Classification Scheme

Volume 16, #3, Spring 1989, pp. 279-321

Abstract:

Examines the scope of wildlife protection laws and the appropriateness of the sanctions and remedies employed in their enforcement.

Timaeus, Dana

Note: *Fourteenth Amendment—Due Process—Texas Penal Code Section 12.31(b) Unconstitutionally Permits the Exclusion for Cause of Jurors Who Have General Objections to, or Religious or Moral Scruples Against the Death Penalty: Adams v. Texas*, 448 U.S. 38 (1980)

Volume 9, #2, July 1981, pp. 251-269

Abstract:

Discusses cases preceding *Adams*, most notably *Witherspoon v. Illinois*, wherein the Court held that the exclusion of scrupled jurors may deprive a defendant of due process of law. An examination of Texas law leading up to *Adams* is undertaken as well. In *Adams*, the Court held that *Witherspoon* applied to the Texas system of bifurcated trials and found that sec. 12.31(b) operated to exclude jurors shielded from challenges for cause under *Witherspoon*. The essential question remains unanswered—whether it is desirable to broaden the base from which the jury is selected or to narrow that range by excluding death penalty extremists of either stripe. The note concludes by examining the possibility of extending *Witherspoon* to the guilt determination stage.

Timaeus, Dana	Review: <i>Pigs and Other Animals</i> , by Roger Martin Volume 8, #2, July 1980, pp. 225-227
Abstract:	Reviews book presenting life as a jail guard attempting to reform the criminal justice system; negatively critiques author's inconsistencies, unsupported assertions, outdated data, and failure to correct simple, manual mistakes.

Tobolowsky, Peggy M.	<i>What Hath Penry Wrought?: Mitigating Circumstances and the Texas Death Penalty</i> Volume 19, #3, Spring 1992, pp. 345-394
Abstract:	Examines the evolution of the Texas death penalty procedure prior to <i>Penry v. Lynaugh</i> , as well as the judicial and legislative responses to <i>Penry</i> , to determine whether the current Texas death penalty procedure provides constitutionally adequate consideration of mitigating circumstances.

Treend, Tracy	Review: <i>The Criminal Elite</i> , by Howard Abadinsky Volume 12, #1, March 1984, pp. 117-119
Abstract:	Reviews examination of two elite categories of the criminal underworld: the professional jewel thief and the made guy (a member of Italian-American organized crime).

Treiman, David M.	<i>Recklessness and the Model Penal Code</i> Volume 9, #3, November 1981, pp. 281-386
Abstract:	Examines Model Penal Code's definition of "recklessness".

-
- Trigg, Sally
- Comment: *Diversion and the Delinquency Prevention Division of the Travis County Juvenile Court*
Volume 9, #1, March 1981, pp. 89-111
- Abstract: Examines the Youth Service Bureau concept, its history, its shortcomings, its development, and possible solutions to its problems.
-
- Trigg, Sally
- Review: *Reforming Corrections for Juvenile Offenders*, by Yitzhak Bakal and Howard W. Polsky
Volume 8, #2, July 1980, pp. 221-223
- Abstract: Reviews book that traces delinquency, juvenile corrections, and the deinstitutionalization process, and presents a survey of the resulting programs. *Reforming Corrections* was found to be a good description of the programs in Massachusetts, but it is flawed in that it gives broad conclusions without sufficient support. Is recommended for the student of progressive juvenile services.
-
- Trigg, Sally
- Review: *Sentenced to Die: The People, the Crimes, and the Controversy*, by Stephen H. Gettinger
Volume 8, #1, March 1980, pp. 133-135
- Abstract: Reviews book that challenges author's own position against capital punishment with a study of eight individual death cases, along with the history, legal status, and issues surrounding the death penalty. The author concludes by offering alternatives to the death penalty, such as life sentences with no possibility of parole.
-
- Triplet, Rick
- Pretrial Detention of Juvenile Delinquents*
Volume 6, #2, May 1978, pp. 137-165

Abstract:	Studies juvenile detention; specifically, why it occurs and what it entails.
Turner, Douglas A.	Note: <i>Nonevidentiary Use of Immunized Testimony: Twenty Years After Kastigar and the Jury is Still Out</i> Volume 20, #1, Fall 1993, pp. 105-133
Abstract:	Explores the extent to which nonevidentiary use of immunized testimony is prohibited by the Fifth Amendment; examines the statutory conception of use immunity, its common law birth in <i>Kastigar v. United States</i> and its controversial application to nonevidentiary uses over the last twenty years.
Turner, Joseph A.	Texas Developments: <i>Robertson v. State</i> , 541 S.W.2d 608 (Tex. Crim. App. 1976); <i>Vargas v. State</i> , 542 S.W.2d 151 (Tex. Crim. App. 1976) Volume 5, #2, May 1977, pp. 256-262
Abstract:	Discusses cases finding that following standard police procedures requiring the inventorying of impounded vehicles is not unreasonable conduct under the Fourth Amendment.
Udell, Steve	Review: <i>Burr, A Historical Novel</i> , by G. Vidal Volume 3, #3, Winter 1975, pp. 358-361
Abstract:	Review of the historical events of Aaron Burr's life and trial for treason.
Udell, Steve	Review: <i>Drugs and Minority Oppression</i> , by John Helmer Volume 4, #2, 1975-76, pp. 245-247
Abstract:	Reviews book examining drugs and the problems they inflict on minorities.

-
- | | |
|----------------|--|
| Udulutch, Mark | Note: <i>The Constitutional Implications of Gun Control and Several Realistic Gun Control Proposals</i>
Volume 17, #1, Fall 1989, pp. 19-54 |
| Abstract: | Discusses the question of whether or not there should be gun control in the context of the Second Amendment's guarantee of the right to bear arms. |
-
- | | |
|---|--|
| Vaughn, Michael S.,
Kappeler, Victor E., & del
Carmen, Rolando V. | <i>A Legislative and Constitutional Examination of "Abuse and Lose" Juvenile Driving Statutes</i>
Volume 19, #3, Spring 1992, pp. 411-433 |
| Abstract: | Examines the effectiveness and constitutionality of several state teenage license revocation laws and supports the implementation of "abuse and lose" laws based on social science research and legal precedent. |
-
- | | |
|------------------|--|
| Vernetti, JoAnna | Comment: <i>Juvenile Justice in Texas: A Precarious Balance</i>
Volume 7, #2, July 1979, pp. 193-224 |
| Abstract: | Discusses the issue of juvenile confessions as developed by courts and legal theorists; examines actual practices in Texas (survey), and makes recommendations to improve the system of dealing with juvenile offenders. |
-
- | | |
|-------------------------|--|
| Volkman-Schluck, Thomas | <i>Continental European Criminal Procedures: True or Illusive Model?</i>
Volume 9, #1, March 1981, pp. 1-32 |
|-------------------------|--|

Abstract:	Discusses criminal procedure as divided into two systems: the accusatorial model and the inquisitorial model; the former found in common law countries and the latter in civil law countries; discusses comparative studies collecting knowledge of different systems and use of that knowledge in reconstructing and reorganizing the scholar's own country's system.
Walker, Ronald B.	Note: <i>Criminal Law—Incompetency</i> Volume 2, #1, February 1973, pp. 87-97
Abstract:	Discusses case finding that commitment of incurably incompetent defendant to institution until such time as he became sane constituted imprisonment for life in violation of his equal protection and due process rights.
Walker, Tami	Review: <i>The Expert Witness Handbook</i> , by Daniel F. Poynter Volume 15, #3, Spring 1988, pp. 304-305
Abstract:	Reviews book designed to initiate newcomers into the business of expert testimony.
Walts, Ed	Note: <i>Constitutional Law—Right of Confrontation</i> Volume 2, #1, February 1973, pp. 75-86
Abstract:	Discusses case finding that admission in an accomplice's trial of a principal's oral out-of-court confession implicating the accomplice does not violate the accomplice's Sixth Amendment right of confrontation.

Watson, Michael T.	Note: <i>United States v. Karnes</i> , 531 F.2d 214 (4th Cir. 1976) Volume 4, #3, 1975-76, pp. 305-316
Abstract:	Discusses case finding that court may not produce evidence essential to overcome defendant's presumption of innocence if the government has declined to present it.

Weddington, Sarah	<i>Rape Law in Texas: H.B. 284 and the Road to Reform</i> Volume 4, #1, 1975-76, pp. 1-14
Abstract:	Reviews development and explanation of the Bailey-Weddington Bill to aid prosecution of current rape statutes and to add further prosecutorial aids.

Weiland, Cass S.	<i>Federal Procedural Implications of Furman v. Georgia: What Rights for the Formerly Capital Offender?</i> Volume 1, #3, October 1972, pp. 318-334
Abstract:	Analyzes the implications of <i>Furman v. Georgia</i> for federal criminal procedures relating to formerly capital offenses.

Weisberg, D. Kelly	<i>Children of the Night: The Adequacy of Statutory Treatment of Juvenile Prostitution</i> Volume 12, #1, March 1984, pp. 1-67
Abstract:	Discusses of the law's response to the problem of juvenile prostitution.

Weiss, Michael David	Review: <i>Critique of Pure Punishment: a review of Critique of Pure Reason</i> , by Immanuel Kant Volume 19, #1, Fall 1991, pp. 71-79
----------------------	---

Abstract:	Discusses Kant's solution to the debate over whether a distinction exists between "will" or "intention" and free choice of such intention, and the relevancy of this debate in the context of punishment.
Welch, Steven R.	Texas Developments: <i>Search and Seizure: Recent Amendments to Texas Penal Code May Have Reintroduced the Mere Evidence Rule to Texas</i> Volume 6, #2, May 1978, pp. 225-229
Abstract:	Discusses recent amendments to Texas Code of Criminal Procedure sec. 18.02(10) have resurrected the spirit of the mere evidence rule.
Wells, J. Tullos	<i>Criminal Sanctions Imposed Against Newsmen: Shield Protection Needed</i> Volume 2, #3, February 1973, pp. 309-329
Abstract:	Examines reporting needs regarding protection from being subpoenaed to reveal sources or confidential information to a grand jury; contains brief survey of the current status of newsmen before judicial and investigative bodies and the sanctions the reporters incur; looks at state laws and proposed federal legislation in an attempt to see what provisions will give the journalist optimum protection as well as flexibility in his job.
Wetsel, Roderick E.	Texas Developments: <i>Alvarez v. State</i> , 536 S.W.2d 357 (Tex. Crim. App. 1976) Volume 5, #1, January 1977, pp. 121-126
Abstract:	Discusses case concerning the permissibility of increased sentence on retrial.

Whaley, Donald L.	Reply: <i>A Clockwork Orange</i> by John T. Anderson in 1 Am. J. Crim. L. 249 (1972) Volume 2, #1, February 1973, pp. 10-17
Abstract:	Critiques Anthony Burgess's <i>A Clockwork Orange</i> and reviews in previous issues of the American Journal of Criminal Law.

Whellan, Michael J.	Review: <i>Organized Crime in America, Second Edition</i> , by Jay Albanese Volume 16, #3, Spring 1989, pp. 382-385
Abstract:	Positively reviews book that discusses organized crime's history as well as the relevant theories about organized crime.

Whellan, Michael J.	Note: <i>What's Happened to Due Process Among the States? Pretrial Publicity and Motions for Change of Venue in Criminal Proceedings</i> Volume 17, #2, Winter 1990, pp. 175-193
Abstract:	Argues that an essential purpose of the Fourteenth Amendment is to ensure flexible standards that guarantee fundamental fairness.

Wilenzick, Marc	Review: <i>An Appeal to Justice: Litigated Reform of Texas Prisons</i> , by Ben Crouch and James Marquart Volume 17, #3, Spring 1990, pp. 336-338
Abstract:	Positively reviews book that discusses the ways in which court-ordered reforms in Texas have affected prison life.

Wilkerson, Glen	<i>Public Defenders as Their Clients See Them</i> Volume 1, #2, April 1972, pp. 141-155
-----------------	--

Abstract:	Examines what the public defender's client thinks of his lawyer. It then suggests ways to improve attorney-client relations.
Williams, John L.	Review: <i>Undercover: Police Surveillance in America</i> , by Gary T. Marx Volume 16, #1, Fall 1988, pp. 139-141
Abstract:	Positively reviews Marx' survey of police surveillance.
Winckler, James L.	<i>Drafting an Effective Bribery Statute</i> Volume 1, #2, April 1972, pp. 210-223
Abstract:	Proposes that legislative revision can help develop the legal arsenal necessary to effectively prosecute bribery offenses.
Wise, Douglas	Review: <i>The Killing of Bonnie Garland: A Question of Justice</i> , by William Gaylin, M.D. Volume 10, #1, March 1982, pp. 80-82
Abstract:	Reviews detailed account of the "Yale murder" case which involved Richard Herrin and Bonnie Garland.
Wondra, John	Review: <i>The Death Penalty: A Debate</i> , by Ernest Vanden Haag and John P. Conrad Volume 12, #2, July 1984, pp. 246-247
Abstract:	Reviews two nonlawyers' debate of the justification of capital punishment.
Woods, Bryan Allen	Note: <i>Sixth Amendment—Trial by an Impartial Jury—The Breadth of the Basis for Excluding Veniremen Under the Witherspoon Doctrine: Adams v. Texas</i> , 448 U.S. 38 (1980) Volume 10, #1, March 1982, pp. 47-64
Abstract:	Examines <i>Adams</i> within the context of the Sixth Amendment and the <i>Witherspoon</i> Doctrine.

-
- | | |
|------------------|---|
| Wuslich, Raymond | Note: <i>Procedural Due Process and the Defendant's Right to Counsel of Choice Under the Comprehensive Forfeiture Statute</i>
Volume 15, Nos. 1 & 2, Fall and Winter, pp. 115-160 |
| Abstract: | Discusses the foundations of the forfeiture statutes (RICO) and their relation to the right to counsel; examines the due process requirements of pretrial restraining orders and the standards applied by federal courts in forfeiture cases as well as the right to counsel of choice and how it may be affected by pretrial restraining orders. |
-
- | | |
|--------------------|---|
| York, Christine L. | Review: <i>Serial Murder: Implications For Police Investigations</i> , by Robert D. Keppel
Volume 16, #1, Fall 1988, pp. 142-144 |
| Abstract: | Reviews book in which author seeks to improve the effectiveness of serial murder investigations by identifying common appellate issues raised by convicted murderers. |
-
- | | |
|------------|---|
| Young, Jim | Note: <i>Constitutional Law—Texas Habitual Offender Statute Does not Violate the Eighth Amendment</i>
Volume 8, #2, July 1980, pp. 209-216 |
| Abstract: | Discusses the Texas habitual offender statute and a challenge to it on the basis that it constitutes cruel and unusual punishment and the court's response of applying proportionality analysis in its determination. |
-
- | | |
|---------------|---|
| Zepken, J. R. | <i>The Constitution v. The Bench and the Bar—A True Bill, to Wit: Violation of Due Process</i>
Volume 10, #2, July 1982, pp. 161-172 |
|---------------|---|

Abstract: Explores the treatment by state and federal courts of the concept of indigency in the light of how they determine eligibility for court-appointed counsel.

Zoellers, Karen M.

Review: *Controlling Unlawful Organizational Behavior*, by Dianne Vaughn
Volume 12, #3, November 1984, pp. 361-362

Abstract: Reviews a sociological study of corporate crime, its causes, and the difficulties in investigation and enforcement by government agencies that are simultaneously autonomous and interdependent.
